

IN AND BEFORE THE OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE AND SUPERVISION

FILED

STATE OF OKLAHOMA

MAY 19 1994

STATE OF OKLAHOMA, ex rel,)
OKLAHOMA STATE BOARD OF)
MEDICAL LICENSURE AND)
SUPERVISION,)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff,)

v.)

LYNN D. BAGGETT, M.D.)

CASE NO. 93-12-1570

Medical License No. 14448,)

Defendant.)

FINAL ORDER

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on ~~May 14, 1994~~, at the office of the Oklahoma State Board of Medical Licensure and Supervision, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff; and Lynn D. Baggett, M.D., Defendant, appeared in person, and by and through legal counsel, Don Ed Payne, Attorney at Law, P.O. Box 785, Hugo, OK 74743.

That the Oklahoma Board of Medical Licensure and Supervision en banc heard testimony, reviewed exhibits and being fully advised in the premises, the Oklahoma Board finds and orders as follows:

FINDINGS OF FACT

1. That Defendant, Lynn D. Baggett, M.D., holds Oklahoma Medical License No. 14448.

2. That the Oklahoma Board of Medical Licensure and Supervision en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by law and the rules of the Board.

3. That on February 11, 1994, the Board previously considered Defendant's Motion for Extension of Time to Comply with Scheduling Order, and the Board did continue hearing on this case until the meeting of March 18, 1994, and that the Board at the same time also ordered that Oklahoma Medical License No. 14448 of Lynn D. Baggett, M.D., should be and was suspended until such time as the merits of the case were heard by the Board.

4. Thereafter, at its meeting of March 18, 1994, the Board did issue a Second Order to Continue Hearing and to Suspend Medical License.

5. That from approximately March 23, 1993, to May 28, 1993, Defendant did possess, administer and/or dispense various controlled dangerous substances (Stadol 1mg. and Stadol 2mg.) in his practice without the benefit of a State or Federal Narcotics permit.

6. That Defendant is perpetuating significant harm to public health, safety and welfare by continuing the acts and omissions set forth in the above allegations.

CONCLUSIONS OF LAW

1. That Lynn D. Baggett, M.D., holding Oklahoma Medical License No. 14448, is in violation of the Oklahoma Medical Practice Act, 59 O.S. Supp. 1993, Sec. 509, Paragraphs 8 and 10, to-wit:

"8. Conviction or confession of a crime involving the violation of the anti-narcotic or prohibition laws and regulations of the Federal government or the Board of Health laws and regulations of the State of Oklahoma."

"10. The commission of any act which is a violation of the criminal laws of Oklahoma when such act is connected with the physician's practice of medicine. A complaint, indictment or confession of a criminal violation shall not be necessary for the enforcement of this provision. Proof of the commission of the act while in the practice of medicine or under the guise of the practice of medicine shall be unprofessional conduct."

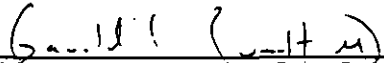
ORDER

IT IS THEREFORE ORDERED by the Oklahoma Board of Medical Licensure and Supervision as follows:

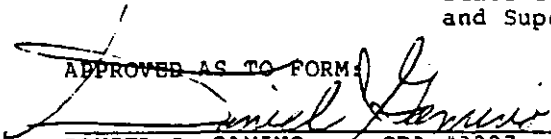
1. That the Defendant, Lynn D. Baggett, M.D., Oklahoma Medical License No. 14448, suspended following notice and hearing on or around February 11, 1994, should be and the same is hereby REVOKED.

2. That the Defendant and/or his legal counsel should receive a copy of this Order as soon as possible so their record is complete.

DATED this 17 day of May, 1994.


GERALD C. ZUMWALT, M.D., Secretary
State Board of Medical Licensure
and Supervision

APPROVED AS TO FORM:


DANIEL J. GAMINO OBA #3227
Daniel J. Gamino & Associates, P.C.
3315 NW 63
Oklahoma City, OK 73116
(405) 840-3741
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 20 day of May, 1994, to:

LYNN D. BAGGETT, M.D.
c/o Don Ed Payne
Attorney at Law
P.O. Box 785
Hugo, OK 74743

