

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

FILED

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OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

IN THE MATTER OF THE)
APPLICATION OF)
)
)
LYNN DEAN BAGGETT, M.D.,)
)
)
)
FOR FULL MEDICAL LICENSE AND)
MODIFICATION TO TERMS OF)
PROBATION FOR LICENSE NO. 14448)
)

**FINAL ORDER GRANTING FULL MEDICAL LICENSE
UNDER TERMS OF PROBATION**

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision on September 19, 2002, at the Board office, 5104 North Francis, Suite C, Oklahoma City, Oklahoma 73118, pursuant to notice given as required by law and rules of the Board.

Lynn Dean Baggett, M.D., Applicant, appeared in person, *pro se*, thereby waiving his right to legal counsel.

The Board *en banc* heard testimony, reviewed the exhibits presented, and being fully apprised of the premises, entered the following Findings of Fact, Conclusions of Law, and Orders:

Findings of Fact

Applicant currently holds Oklahoma special license no. 14448.

2. The Board *en banc* has jurisdiction over the subject matter herein, and notice has been given in all respects as required by law and the rules of the Board.

3. On May 15, 1997, after due notice and hearing, the Board revoked Applicant's special medical license issued under terms of probation pursuant to Board order entered March 22, 1996. The revocation was for habitual intemperance or the habitual use of habit-forming drugs. The revocation in May 1997 was Applicant's second licensure revocation in the State of Oklahoma. His license in the State of Oklahoma had been suspended three (3) times previously.

4. More than twelve (12) months following revocation, Applicant submitted an application for reinstatement of his license in accordance with 59 O.S. 1997 Supp. §508.2 .

5. On or about September 24, 1998, Applicant's license was reinstated as a special license under terms of probation limiting his practice to the Oklahoma State Department of Corrections, Maximum Security Facility, McAlester, Oklahoma. Applicant's probation was subsequently modified thereby allowing him to practice at the Western State Psychiatric Center.

6. On or about September 28, 2000, Applicant's probation was modified to allow him to practice at the Carl Albert Hospital in McAlester, Oklahoma and to prescribe Schedule IV and V controlled dangerous drugs at his restricted location to be filled only by the pharmacy within that facility.

7. The Applicant requests a full medical license under the same terms of probation applicable to his special license with the exception that he be allowed to obtain the Board Secretary's approval for any change in practice location, and that the modification to his probation allowing him to prescribe Schedule IV and V controlled dangerous drugs at his restricted location be applicable to all locations approved by the Board Secretary.

8. The Applicant presented sufficient evidence to support his application for licensure with the requested modifications to his terms of probation.

CONCLUSIONS OF LAW

The Board has jurisdiction to hear this matter pursuant to 59 O.S. §480 et seq.

2. Applicant has presented satisfactory evidence to justify issuing him a full medical license and to allow the modification to his probation allowing him to obtain the Board Secretary's approval for any change in practice location, and that the modification to his probation allowing him to prescribe Schedule IV and V controlled dangerous drugs at his restricted location be applicable to all locations approved by the Board Secretary.

ORDER

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

Applicant shall be **ISSUED A FULL MEDICAL LICENSE**.


2. Applicant's probation shall continue indefinitely from the date of its commencement of September 28, 1998 under the terms and conditions set forth in the September 28, 1998 Order and the September 28, 2000 Order Modifying Probation with the added modification that he be allowed to obtain the Board Secretary's approval for any change in practice location, and that he be allowed to prescribe Schedule IV and V controlled dangerous drugs at all locations approved by the Board Secretary.

3. During the period of probation, failure to meet any of the terms of probation will constitute cause for the Board to initiate additional proceedings to suspend or revoke Applicant's license, after due notice and hearing.

4. A copy of this written order shall be sent to Applicant as soon as it is processed.

5. This Order shall be effective September 19, 2002.


Dated this 7 day of November, 2002



Gerald C. Zumwalt, M.D., Secretary
Oklahoma State Board of Medical
Licensure and Supervision

Certificate of Service

On the 8 day of November, 2002, a true and correct copy of this order was mailed, postage prepaid, to the Applicant, Lynn Baggett, M.D., 510 S. 15th Street, McAlester, OK 74501.



Janet Swindle