

IN AND BEFORE THE OKLAHOMA BOARD OF
MEDICAL LICENSURE AND SUPERVISION

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel,)
OKLAHOMA STATE BOARD OF)
MEDICAL LICENSURE AND SUPERVISION)
)
Plaintiff,)
vs.)
)
TERRENCE E. MURPHY, M.D.,)
Medical License No. 14919) CASE NO. 92-11-1449
)
Defendant)

ORDER OF REVOCATION

NOW ON this 26th day of July, 1996 there comes on for hearing before the Oklahoma Board of Medical Licensure and Supervision (the "Board") the above styled and numbered administrative action. The hearing was conducted pursuant to the Board's authority as granted by the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, 59 O.S. §§480, et. seq., and Article II of the Oklahoma Administrative Procedures Act, 75 O.S. 1991, §§ 308a, et seq. The Board appeared by and through its counsel of record, Danny Shadid, Attorney at Law and Trent Pipes, Attorney at Law. The defendant appeared in person and by and through counsel of record, Stan Ward, Attorney at Law. And the Board, having heard the testimony of the witnesses called, having reviewed the exhibits introduced and otherwise being fully apprised of the facts and law herein makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

The Board finds that there is clear and convincing evidence to substantiate the following:

1. On or about June 1, 1995, as well as other times before and thereafter, the defendant engaged in unprofessional conduct by aiding and abetting the practice of medicine without a license, in that the defendant willfully placed a chiropractor, not licensed as a medical doctor, in the office of the defendant to treat the defendant's patients as a medical doctor. The defendant's actions are in violation of 59 O.S. Supp. 1994, §509(15), together with Oklahoma Administrative Code 435:10-7-4(21);

2. From December 1, 1993, through August 16, 1994, the defendant has engaged in unprofessional conduct by prescribing medications without a medical need, over prescribing medications, and/or engaging in the indiscriminate and/or excessive prescribing of medications in violation of 59 O.S. 1994, §509(17), together with Oklahoma Administrative Code 435:10-7-4(25). During the aforesaid period of time, the defendant wrote 1,817 prescriptions for scheduled drugs, for a total of 57,936 dosage units.

CONCLUSIONS OF LAW

1. The Oklahoma Board of Medical Licensure and Supervision has jurisdiction in this matter by virtue of the provisions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, 59 O.S. 1991, § 481 et seq., as amended;

2. By virtue of the provisions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, the Board has the power and jurisdiction to enforce the provisions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act to protect the public health, safety and welfare;


3. The defendant's conduct above constitutes a violation of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, 59 O.S. §509(15) and (17), and Oklahoma Administrative Code 435:10-7-4 (2), (6), (15), (21) and (25).

4. The defendant perpetuates a significant harm to the public health, safety and welfare by continuing the acts and omissions set forth in the above allegations.

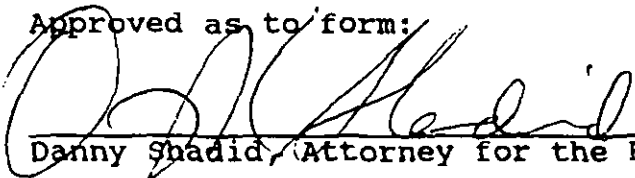
ORDER

IT IS THEREFORE THE ORDER OF THE BOARD that the license to practice medicine and surgery in the State of Oklahoma of Terrence E. Murphy, the defendant, is hereby REVOKED.

Signed this 29 day of August, 1996.


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

Approved as to form:


Danny Shadid, Attorney for the Board


Stan Ward, Attorney for Defendant

CERTIFICATE OF MAILING

This is to certify that on this 3 day of September, 1996, a true and correct copy of this order was mailed, postage prepaid, to:

Terrence Murphy.
401 South Ridge Road
Stillwater, OK 74074

Stan Ward, Attorney
629 24 Ave. SW
Norman OK
73069


Janet Owens, Secretary