

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

FILED

IN THE MATTER OF THE)
APPLICATION OF)
)
)
CAN DINH PHUNG)
)
)
)
FOR REINSTATEMENT OF)
MEDICAL LICENSE NO. 15171)
)

MAR 21 2008

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 06-12-3219

**ORDER DENYING REINSTATEMENT OF
MEDICAL LICENSE**

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision on March 13, 2008, 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.

Can Dinh Phung, Applicant, appeared in person and pro se.

Elizabeth A. Scott, Assistant Attorney General, appeared on behalf of the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision.

The Board *en banc* 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

1. Applicant previously held Oklahoma Medical License No. 15171.
2. On September 20, 2007, the Board suspended Applicant's license for unprofessional conduct in violation of 59 O.S. §509(8), (12), (16) and (18), and OAC Title 435:10-7-4(1), (2), (6), (11), (18) and (41).
3. Applicant has applied for reinstatement of his license.
4. 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.

CONCLUSIONS OF LAW


1. The Board has jurisdiction over the subject matter herein pursuant to 59 O.S. §480 et seq.
2. The Applicant has failed to sustain his burden of proof that he has met all requirements for reinstatement of his medical license at this time, including, but not limited to completing a neuropsychological examination and completing the educational retraining program as outlined by the Center for Personalized Education for Physicians.

ORDER

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

1. Applicant's request for reinstatement of his medical license shall be **DENIED**
2. A copy of this written order shall be sent to Applicant as soon as it is processed.

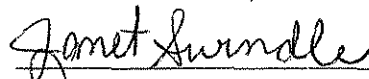
Dated this 21 day of March, 2008.



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

Certificate of Service

On the 24 day of March, 2008, a true and correct copy of this order was mailed, postage prepaid, to the Applicant, Can Dinh Phung, 2417 N. Classen Blvd., Oklahoma City, OK 73106.



Janet Swindle