

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

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel,)
OKLAHOMA STATE BOARD OF)
MEDICAL LICENSURE AND)
SUPERVISION,)
)
) Plaintiff,)
)
v.)
)
(JEFFERSON DAVIS ERWIN, M.D.) CASE NO. 88-10-696
Medical License No. 15856,)
)
) Defendant.)

VOLUNTARY SUBMITTAL TO JURISDICTION

COMES NOW the Defendant, Jefferson Davis Erwin, M.D., the undersigned, and states that on this 28 day of November, 1988, he is of sound mind and not under the influence of any medication or drug or impaired therefrom, and said Defendant does further recognize his right to legal counsel and while being advised of that right to legal counsel has desired to affirmatively waive same and to proceed without counsel, and being advised of his right to appear before the Oklahoma State Board of Medical Licensure and Supervision en banc for evidentiary hearing on the Complaint filed herein, does of his own volition and decision waive and forego his right to appear before the Board for full hearing as authorized by 59 O.S. Supp. 1987, Sec. 504-507, and Defendant does further admit that the facts pled therein are true and correct and Defendant does hereby voluntarily and of his own volition submit to the jurisdiction of the Oklahoma State Board of Medical Licensure and Supervision insofar as it entails the following activities and restrictions:

1. That Defendant accepts and agrees to and hereby begins a term of probation to the Oklahoma State Board of Medical Licensure and Supervision to continue for a period of five (5) years under the following terms and conditions:

- (a) During the period of probation Defendant will not prescribe, administer or dispense any medication for his personal use, to specifically include controlled dangerous substances.

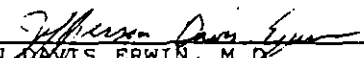
- (b) During the period of probation Defendant will take no medication except that which is authorized by a physician treating him for a legitimate medical need and Defendant shall have an affirmative duty to inform any physician treating him of Defendant's previous use of controlled dangerous substances in connection with his history of depression.
- (c) During the period of probation Defendant will abstain from consuming alcohol or any substance, specifically including, but not limited to, controlled dangerous substances, which would adversely affect his ability to practice medicine and surgery as interpreted by the Oklahoma State Board of Medical Licensure and Supervision.
- (d) During the period of probation Defendant will submit biological fluid specimens to include, but not limited to, blood and urine, for analysis, upon request of any investigator or other agent representing the Oklahoma State Board of Medical Licensure and Supervision, and Defendant will pay for testing and analysis of those specimens.
- (e) During the period of probation Defendant will continue to obtain regular treatment from his personal psychiatrist and shall authorize said physician to report to the Board quarterly on Defendant's progress and status.
- (f) During the period of probation Defendant will attend regular AA and/or NA meetings and/or regularly participate in the Physicians Recovery Program sponsored by the Oklahoma State Medical Association.
- (g) During the period of probation Defendant shall not accept or retain sample medications of any controlled dangerous substances and shall not dispense same to either himself or any patient.
- (h) During the period of probation Defendant may prescribe controlled dangerous substances only on serially-numbered, duplicate prescription pads and shall make the copies available to Investigators of the Oklahoma State Board of Medical Licensure and Supervision at their request, to include all dispensing records on controlled dangerous substances other than sample medication.
- (i) During the period of probation Defendant will furnish to the office of the Oklahoma State Board of Medical Licensure and Supervision all current legal addresses and any change of address in writing.
- (j) Defendant shall appear before the Board en banc or a designated member thereof whenever requested to do so.

- (k) During the period of probation Defendant will submit to the Investigative Division of the Oklahoma State Board of Medical Licensure and Supervision any required reports and forms on a timely and prompt basis.
- (l) Pursuant to Section 26, H.B. 1478, 1987 Legislature, Defendant shall promptly pay upon receipt of invoice from the Investigative Division of the Board the costs of investigation, prosecution and probation of this case.
- (m) That violation of any the terms and conditions of probation shall be grounds for additional charges to be presented to the Board after notice to the Defendant.

2. That the jurisdiction of the Board in this individual proceeding will continue in this matter until the terms and conditions of probation are modified or lifted by the Oklahoma State Board of Medical Licensure and Supervision on their own motion or on the motion of the Defendant.

3. The Defendant further agrees that failure to meet any of the above terms of probation will constitute cause for the Board to initiate additional proceedings to suspend or revoke Defendant's Oklahoma Medical License, after additional due notice and hearing.

I have read this instrument and understand same.


JEFFERSON DAVIS ERWIN, M.D.
Medical License No. 15856

Subscribed and sworn to before me this 8 day of November, 1988.


Notary Public

My commission expires:
4-18-89