

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, )  
 )  
 )  
JOHN ALLEN McNEIL, M.D. ) CASE NO. 88-06-615  
Medical License No. 16623, )  
 )  
 )  
Defendant. )

FINAL ORDER

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision en banc on the 9th day of June, 1989, at the Doubletree Inn at Warren Place, 6100 South Yale, Tulsa, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff; and John Allen McNeil, M.D., Defendant, did not appear either in person or by representative.

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

FINDINGS OF FACT

1. That Defendant, John Allen McNeil, M.D., holds Oklahoma Medical License No. 16623.
2. That the 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 prior to 1981, Defendant was heavily involved in the use of alcohol and street drugs without medical need.
4. That because of emotional difficulties, Defendant has taken Lithium since approximately 1983.
5. That on or around June 24, 1988, Defendant signed a Voluntary Submittal to Jurisdiction with the Oklahoma Board of Medical Licensure and Supervision and waived any evidentiary hearing on the issue of his previous dependency disease. The Defendant agreed to a five year probation under the terms and conditions that included the following, to-wit:

"(e) 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.

(g) 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."

6. That the Board staff has received no required reports and forms on a timely and prompt basis, and the Defendant has failed to furnish the office of the Oklahoma State Board of Medical Licensure and Supervision his current legal address and any change of address in writing or orally.

7. That in approximately July, 1988, Defendant admitted himself as a patient to Eastern State Hospital for treatment of acute emotional problems.

CONCLUSIONS OF LAW

1. That John Allen McNeil, M.D., holding Oklahoma Medical License No. 16623, is in violation of the Oklahoma Medical Practice Act, 59 O.S. 1981, Sec. 509, Paragraph 16, to-wit:

"16. The inability to practice medicine with reasonable skill and safety to patients by reason of age, illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material or as the result of any mental or physical condition."

ORDER

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

1. That the Medical License No. 16623 of the Defendant, John Allen McNeil, M.D., should be and is hereby REVOKED.

2. That a copy of this Final Order should be placed in the Defendant's public licensure file at the Oklahoma Board of Medical Licensure and Supervision and a copy forwarded to the last known address of Defendant, John Allen McNeil, M.D., by the Board staff as soon as possible.

DATED this 30 day of June, 1989.

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

APPROVED AS TO FORM

Daniel J. Gamino  
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 30 day of June, 1989, to:

JOHN ALLEN McNEIL, M.D.

3839 UTAH

ST. LOUIS, MO. 63116

Janet L Owens