

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

FILED

JAN 22 2010

IN THE MATTER OF THE )  
APPLICATION OF )

ERIC STARK BROADWAY, M.D., )

FOR MODIFICATION TO TERMS OF )  
PROBATION FOR LICENSE NO. 16956 )

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 09-01-3657

**ORDER MODIFYING  
TERMS OF PROBATION**

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision on January 14, 2010, at the Board office, 101 N.E. 51<sup>st</sup> Street, Oklahoma City, Oklahoma, pursuant to notice given as required by law and rules of the Board.

Eric Stark Broadway, 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*

1. Applicant currently holds Oklahoma medical license no. 16956.
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 September 17, 2009, after due notice and hearing, the Board entered an Order Accepting Voluntary Submittal to Jurisdiction whereby Applicant was placed on a five (5) year term of probation.

4. The Applicant requests that his probation be modified to allow him to order or prescribe Schedule II and III non-narcotic controlled dangerous substances for patients at the Health & Wellness Center.

5. The Applicant presented sufficient evidence to support his application for modification to terms of probation.

**CONCLUSIONS OF LAW**

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

2. Applicant has presented satisfactory evidence to justify the modification to his probation allowing him to order or prescribe Schedule II and III non-narcotic controlled dangerous substances for patients at the Health & Wellness Center.

**ORDER**

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

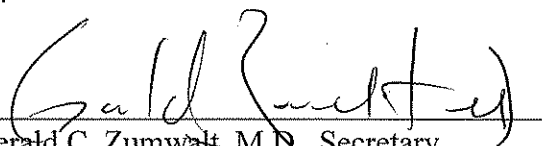
1. Applicant's probation shall continue for five (5) years from the date of its commencement of September 17, 2009 under the terms and conditions set forth in the September 17, 2009 Order with the added modification that he be allowed to order or prescribe Schedule II and III non-narcotic controlled dangerous substances for patients at the Health & Wellness Center.

2. 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.

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

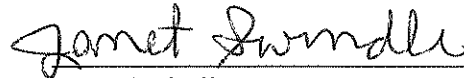
4. This Order shall be effective January 14, 2010.

Dated this 22 day of January, 2010.

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

**Certificate of Service**

On the 22 day of January, 2010, a true and correct copy of this order was mailed, postage prepaid, to the Applicant, Eric Stark Broadway, 2611 N. Hwy. 69 Bypass, McAlester, OK 74501.

A handwritten signature in cursive script that reads "Janet Swindle". The signature is written in black ink and is positioned above a horizontal line.

Janet Swindle