

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

STATE OF OKLAHOMA)
EX REL. THE OKLAHOMA BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)

FILED

JAN 29 2009

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

v.)
)
WILLIAM DALE WRIGHT, M.D.,)
LICENSE NO. 16990,)
)
Defendant.)

Case No. 08-08-3552

**ORDER ACCEPTING
VOLUNTARY SUBMITTAL TO JURISDICTION**

Plaintiff, the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision (the "Board"), by and through its attorney, Elizabeth A. Scott, Assistant Attorney General for the State of Oklahoma, and the staff of the Board, as represented by the Secretary of the Board, Gerald C. Zumwalt, M.D., and the Executive Director of the Board, Lyle Kelsey, and the Defendant, William Dale Wright, M.D., Oklahoma license no. 16990, who appears in person and pro se, proffer this Agreement for acceptance by the Board *en banc* pursuant to Section 435:5-1-5.1 of the Oklahoma Administrative Code ("OAC").

AGREEMENT AND ACKNOWLEDGMENT BY DEFENDANT

By voluntarily submitting to jurisdiction and entering into this Order, Defendant pleads guilty to the allegations in the Complaint and Citation filed herein on December 19, 2008 and acknowledges that hearing before the Board would result in some sanction under the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (the "Act").

Defendant, William Dale Wright, M.D., states that he is of sound mind and is not under the influence of, or impaired by, any medication or drug and that he fully recognizes his right to appear before the Board for evidentiary hearing on the allegations made against him. Defendant hereby voluntarily waives his right to a full hearing, submits to the jurisdiction of the Board and agrees to abide by the terms and conditions of this Order. Defendant acknowledges that he has read and understands the terms and conditions stated herein.

PARTIES' AGREEMENT AND STIPULATIONS

Plaintiff, Defendant and the Board staff stipulate and agree as follows:

Findings of Fact

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians and surgeons in the State of Oklahoma pursuant to 59 Okla. Stat. §480 *et seq.* The Board has jurisdiction over this matter, and notice has been given in all respects in accordance with law and the rules of the Board.

2. Defendant, William Dale Wright, M.D., holds Oklahoma license no. 16990 and practices internal medicine in Oklahoma City, Oklahoma.

3. In or around 2002, Defendant completed approximately fourteen (14) weeks of inpatient treatment for alcohol abuse at Talbott.

4. In or around 2003, Defendant relapsed on alcohol and completed approximately seven (7) weeks of inpatient treatment for alcohol abuse at Rush.

5. In or around 2005, Defendant again relapsed on alcohol and completed approximately ten and one-half (10 ½) weeks of inpatient treatment at Farley. While at Farley, Defendant was asked to leave the facility due to an inappropriate relationship with a fellow patient. Upon leaving Farley, Defendant spent six (6) months in a halfway house in North Carolina.

6. In or around August 2008, Defendant tested positive for alcohol on a drug test administered by the Oklahoma Health Professionals Recovery Program. Defendant later admitted that he had been ingesting alcohol.

8. From August 19, 2008 until October 31, 2008, Defendant obtained treatment at Santé Center for Healing.

9. Defendant is guilty of unprofessional conduct in that he:

A. Habitually uses habit-forming drugs in violation 59 O.S. §509(4) and OAC 435:10-7-4(3).

B. Engaged in dishonorable or immoral conduct which is likely to deceive, defraud or harm the public in violation of 59 O.S. §509(8) and OAC 435:10-7-4(11).

C. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509(13) and OAC 435:10-7-4(39).

D. Is unable 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 a result of any mental or physician condition in violation of 59 O.S. §509(15) and OAC 435:10-7-4(40).

Conclusions of Law

1. The Board has jurisdiction and authority over the Defendant and subject matter herein pursuant to the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (the "Act") and its applicable regulations. The Board is authorized to enforce the Act as necessary to protect the public health, safety and welfare.

2. Defendant, William Dale Wright, M.D., Oklahoma medical license 16990, is guilty of unprofessional conduct set forth below based on the foregoing facts:

A. Habitually uses habit-forming drugs in violation 59 O.S. §509(4) and OAC 435:10-7-4(3).

B. Engaged in dishonorable or immoral conduct which is likely to deceive, defraud or harm the public in violation of 59 O.S. §509(8) and OAC 435:10-7-4(11).

C. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509(13) and OAC 435:10-7-4(39).

D. Is unable 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 a result of any mental or physician condition in violation of 59 O.S. §509(15) and OAC 435:10-7-4(40).

Order

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

1. The Board *en banc* hereby adopts the agreement of the parties in this Voluntary Submittal to Jurisdiction.

2. Pursuant to the parties' voluntary agreement and submittal to jurisdiction, Defendant shall be placed on **PROBATION** for a period of five (5) years under the following terms and conditions:

A. Defendant will conduct his practice in compliance with the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act as interpreted by the Oklahoma State Board of Medical Licensure and Supervision. Any question of interpretation regarding said Act shall be submitted in writing to the Board and no action based on the subject of the question will be taken by Defendant until clarification of interpretation is received by Defendant from the Oklahoma State Board of Medical Licensure and Supervision.

B. Upon request of the Board Secretary, Defendant will request all hospitals in which he anticipates practicing to furnish to the Board Secretary of the Oklahoma State Board of Medical Licensure and Supervision a written statement regarding monitoring of his practice while performing services in or to that hospital.

C. Defendant will furnish to each and every state in which he holds licensure or applies for licensure and hospitals, clinics or other institutions in which he holds or anticipates holding any form of staff privilege or employment, a copy of the Board Order stipulating sanctions imposed by the Oklahoma State Board of Medical Licensure and Supervision.

D. Defendant will not supervise allied health professionals that require surveillance of a licensed physician.

E. Defendant will execute such releases of medical and psychiatric records during the entire term of probation as necessary for use by the Compliance Consultant or other Board designee to obtain copies of medical records and authorize the Compliance Consultant or other Board designee to discuss Defendant's case with Defendant's treating physicians and/or physicians holding Defendant's records.

F. Defendant will submit biological fluid specimens to include, but not limited to, blood and urine, for analysis, upon request of the Oklahoma State Board of Medical Licensure and

Supervision or its designee, and Defendant will pay for the analysis thereof.

G. Defendant will not prescribe, administer or dispense any medications for personal use or for that of any family member.

H. Defendant will take no medication except that which is authorized by a physician treating him for a legitimate medical need. Defendant has the affirmative duty to inform any and every doctor treating him of the Board Order immediately upon initiation, or continuation of treatment.

I. Defendant will have the affirmative duty not to ingest any substance, including but not limited to alcohol, which will cause a body fluid sample to test positive for prohibited substances.

J. Defendant will authorize in writing the release of any and all information regarding his treatment at Santé and any other records of his medical, emotional or psychiatric treatment to the Oklahoma State Board of Medical Licensure and Supervision.

K. Defendant will abide by the terms and recommendations of Santé and with all terms of his postcare contracts with Santé and the Oklahoma Health Professionals Recovery Program.

L. Defendant shall attend ninety (90) meetings of a 12-Step program in ninety (90) days subsequent to his discharge from Santé.

M. Defendant will sign a lifetime contract with and attend a minimum of one (1) meeting per week of the Health Professionals Recovery Program unless excused by the HPRP.

N. Applicant will additionally attend a minimum of four (4) meetings per week of a local 12-Step program.

O. Defendant shall continue his outpatient treatment as recommended by Santé through his Home Treatment Team, to be lead by Lanny Anderson, M.D. or another representative of the Oklahoma Health Professionals Recovery Program. Defendant shall not resume the practice of medicine until specifically approved to do so by his Home Treatment Team.

P. During the first thirty (30) days of Defendant's return to practicing medicine, Defendant shall work no more than thirty (30) hours on-site during each seven (7) day period and shall not work off-site. Thereafter, for the next year,

Defendant shall practice no more than fifty (50) hours during any seven (7) day period unless specifically approved to do so by his Home Treatment Team.

Q. Defendant shall establish and continue treatment at least once a year with a primary care physician or with another physician approved in advance in writing by the Board Secretary. Defendant's primary care physician shall manage all of Defendant's medications and shall be made aware of any medications prescribed by any psychiatrist for Defendant. All medications prescribed by Defendant's primary care physician and any psychiatrist shall be filled at a single pharmacy. Defendant shall provide the name of this pharmacy to the Compliance Consultant.

R. Defendant shall designate a specific dentist as his dental care provider and shall provide this name to the Compliance Consultant.

S. Defendant shall return to Santé for any recommended follow-up visits.

T. Defendant shall obtain individual therapy with Julio Rojas or another counselor approved in advance by the Board Secretary. Defendant shall attend a minimum of twelve (12) visits with his counselor and thereafter, as recommended by his counselor. Defendant shall submit quarterly reports of his treatment from his counselor to the Board Secretary or his designee for his review. Defendant shall continue his counseling until his counselor and the Board Secretary deems it no longer necessary.

U. Defendant shall promptly notify the Board of any relapse, including any entry, or re-entry, into a treatment program for substance abuse.

V. Defendant shall promptly notify the Board of any citation or arrest for traffic or for criminal offenses involving substance abuse.

W. Defendant will keep the Oklahoma State Board of Medical Licensure and Supervision informed of his current address.

X. Defendant will keep current payment of all assessments by the Oklahoma State Board of Medical Licensure and Supervision for prosecution, investigation and monitoring of his case, which shall include but is not limited to a one hundred dollar (\$100.00)

per month fee during the term of probation.

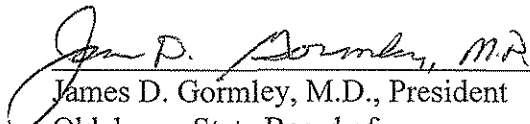
Y. Until such time as all indebtedness to the Oklahoma State Board of Medical Licensure and Supervision has been satisfied, Defendant will reaffirm said indebtedness in any and all bankruptcy proceedings.

Z. Defendant shall make himself available for one or more personal appearances before the Board or its designee upon request.

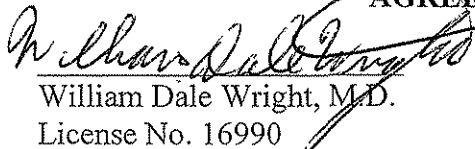
AA. Defendant shall submit any required reports and forms on a timely, accurate and prompt basis to the Compliance Coordinator or designee.


BB. Failure to meet any of the terms of this Board Order will constitute cause for the Board to initiate additional proceedings to suspend, revoke or modify Defendant's license after due notice and hearing.

Dated this 29 day of January, 2009.

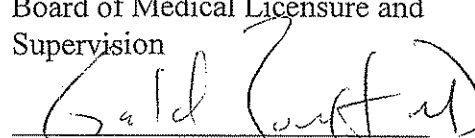

James D. Gormley, M.D., President
Oklahoma State Board of
Medical Licensure and Supervision

AGREED AND APPROVED


William Dale Wright, M.D.
License No. 16990


Elizabeth A. Scott, OBA #12470
Assistant Attorney General
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Oklahoma City, OK 73118

Attorney for the Oklahoma State
Board of Medical Licensure and
Supervision


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

CERTIFICATE OF MAILING

I certify that on the 30 day of January, 2009, a mailed a true and correct copy of the Order Accepting Voluntary Submittal to Jurisdiction to William Dale Wright, 4200 W. Memorial Road, Suite 410, Oklahoma City, OK 73120.


Janet Swindle
Janet Swindle