

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

v.

ALLISON BLANCHARD, M.D.,
LICENSE NO. 17171,

Defendant.

FILED

MAY 11 2000

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 00-02-2159

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, Allison Blanchard, M.D., Oklahoma license no. 17171, who appears in person, offer 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 April 12, 2000 and further 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, Allison Blanchard, M.D., states that she is of sound mind and is not under the influence of, or impaired by, any medication or drug and that she fully recognizes her right to appear before the Board for evidentiary hearing on the allegations made against her. Defendant hereby voluntarily waives her 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 further acknowledges that she is entitled to have her interests represented by legal counsel and that she has elected to proceed without legal representation, thereby waiving her right to an attorney. Defendant acknowledges that she 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.*
2. Defendant, Allison Blanchard, M.D., holds Oklahoma license no. 17171.
3. On or about August 25, 1999, Defendant issued a blanket prescription to cover all patients who went to Ken's Pharmacy in Norman, Oklahoma to receive a Vitamin B-12 injection by Chere Williams, LPN. Between September 13, 1999 and February 25, 2000, approximately one thousand five hundred (1,500) Vitamin B-12 injections were administered pursuant to Defendant's blanket prescription to Ken's Pharmacy. Defendant has admitted that prior to the patient receiving the Vitamin B-12 injection, she did not examine any of the patients to determine whether or not they had a legitimate medical need for the treatment, did not establish a valid physician/patient relationship, and did not maintain an office record for any of the patients which reflected the evaluation, treatment and medical necessity for the Vitamin B-12 injection.
4. Defendant is guilty of unprofessional conduct in that she:
 - A. Failed to maintain an office record for each patient which accurately reflects the evaluation, treatment, and medical necessity of treatment of the patient in violation of 59 O.S. §509(19).
 - B. Prescribed a drug without sufficient examination and establishment of a valid physician patient relationship in violation of 59 O.S. §509(13).

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. Based on the foregoing facts, Defendant, Allison Blanchard, Oklahoma license 17171, is guilty of the unprofessional conduct set forth below:

A. Failed to maintain an office record for each patient which accurately reflects the evaluation, treatment, and medical necessity of treatment of the patient in violation of 59 O.S. §509(19).

B. Prescribed a drug without sufficient examination and establishment of a valid physician patient relationship in violation of 59 O.S. §509(13).

Order

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

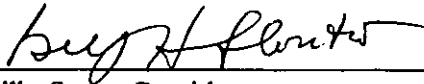
1. The Board *en banc* hereby adopts the agreement of the parties in this Voluntary Submittal to Jurisdiction.

2. Pursuant to the parties' voluntary agreement and submittal to jurisdiction, Allison Blanchard, M.D., holding Oklahoma license No. 17171, is hereby **FORMALLY REPRIMANDED**.

3. A retrospective random chart review of Defendant's patients will be conducted periodically by the Compliance Consultant or other designated representative of the Board. Defendant shall allow the Compliance Consultant or other designated representative of the Board access to all patient charts at any time and shall allow for the immediate copying of said charts for review by the Board Secretary. The Board Secretary shall review the patient charts to determine Defendant's record keeping and prescribing practices.

4. Promptly upon receipt of an invoice for such charges, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees and investigation costs.

Dated this 11th day of May, 2000.



Billy Stout, President
Oklahoma State Board of
Medical Licensure and Supervision

AGREED AND APPROVED:

Allison Blanchard M.D.

Allison Blanchard, M.D.
License No. 17171

Gerald C. Zumwalt M.D.

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

Elizabeth A. Scott

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Attorney for the Oklahoma State Board
of Medical Licensure and Supervision

CERTIFICATE OF MAILING

I certify that on the 15 day of May, 2000, I mailed a true and correct copy of the Order accepting Voluntary Submittal of Jurisdiction to Allison Blanchard, M.D., 718 NW 48th, Oklahoma City, OK 73118.

Jamet Owens

Jamet Owens