

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

FILED

SEP 22 2022

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.*)
OKLAHOMA STATE BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
Plaintiff,)
v.)
LOWELL JAMES ROBERTSON, M.D.,)
Defendant.)

Case No. 96-11-1866

ORDER TERMINATING PROBATION
AND
GRANTING AGREEMENT FOR LICENSURE AFTER PROBATION

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision ("Board") on September 15, 2022, at the office of the Board, 101 N.E. 51st Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and the rules of the Board.

Gary Ricks, Board Compliance Coordinator, appeared on behalf of Plaintiff. Lowell James Robertson, M.D. ("Defendant") appeared in person, *pro se*. Plaintiff and Defendant are collectively referred to herein as the "Parties."

The following witnesses were sworn and testified: Gary Ricks, Compliance Coordinator for the Board, Defendant, Lowell James Robertson, M.D., and Dr. John Kuhn.

The Board heard testimony of the witnesses, and being fully advised of the premises, makes the following findings of fact, conclusions of law and orders.

Findings of Fact

1. In Oklahoma, Defendant holds medical license no. MD 17290, originally issued July 1, 1990.
2. An Order Accepting Defendant's Surrender of License was filed on October 5, 1998 ("1998 SILOP"). The 1998 SILOP orders as follows:
 2. Defendant will not re-apply for licensure in Oklahoma until at least one (1) year from the date of this order. If Defendant's license is reinstated in Oklahoma, he will be placed on probation with appropriate terms and will be monitored for a period of at least five (5) years from the date of such reinstatement.

3. On February 25, 2019, Defendant applied for reinstatement of his Oklahoma medical license.
4. On August 2, 2019, an Order Granting Reinstatement of License Under Probation, was filed (“2019 Order Granting Reinstatement Under Probation”), as modified on February 3, 2021.
5. Gary Ricks submitted a staff Motion to Terminate the Probation and approve an Agreement for Licensure after Probation.
6. At the September 15, 2022, meeting of the Board, the Board heard testimony that Dr. Robertson’s recovery is strong, and that he is compliant with OHPP. Mr. Ricks requested the probation be terminated, and the Agreement for Licensure after Probation be approved.
7. The Board concluded that the probation should be terminated, and the Agreement for Licensure after Probation should be granted.
8. Any conclusion of law below which is more properly characterized as a finding of fact is hereby incorporated as a finding of fact.

Conclusions of Law

9. The Board has jurisdiction over the subject matter and 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. 59 O.S. § 480 *et seq.*, 59 O.S. 492 *et seq.*; Okla. Admin. Code §§ 435:5-1-1 *et seq.*, 435:10-4-2.
10. Notice was provided as required by law and the rules of the Board. 75 O.S. § 309; 59 O.S. § 504; Okla. Admin. Code §§ 435:3-3-5, 435:3-3-6.
11. Any finding of fact above which is more properly characterized as a conclusion of law is hereby incorporated as a conclusion of law.

Orders

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

1. The Defendant’s probation is **TERMINATED**.
2. The Agreement for Licensure After Probation dated September 15, 2022 is **APPROVED**.
3. A copy of this Order shall be provided to Defendant as soon as it is processed.

Dated this 22nd day of September, 2022.

Steven Katsis MD
Steven Katsis (Sep 22, 2022 12:58 CDT)

Sep 22, 2022

Steven Katsis, M.D., Vice-president
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Certificate of Service

This is to certify that on the 22nd day of September, 2022, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

U.S. Certified Mail
Lowell James Robertson
4933 October Drive
Edmond, Oklahoma 73034
Defendant, pro se

Shelley Crowder
Shelley Crowder