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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, )  
 )  
 vs. )  
 )  
 (KURT D. BOTTLES, M.D. )  
 Medical License No. 17375, )  
 )  
 Defendant. )

**FILED**

JAN 10 1997

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 92-05-1366

VOLUNTARY SUBMITTAL TO JURISDICTION

COMES NOW KURT D. BOTTLES, M.D., the undersigned, and states that on this 10 day of January, 1997, he is of sound mind and not under the influence of any medicine or drug or impaired therefrom, and said Defendant does further recognize his right to legal counsel and has reviewed this document with counsel Beau Williams, Oklahoma City, Oklahoma, and being advised of his right to appear before the Oklahoma State Board of Medical Licensure and Supervision en banc for evidentiary hearing concerning his pending applications, does of his own volition and decision waive and forego his right to appear before the Board for full hearing, and does hereby voluntarily and of his own volition consent to the jurisdiction of the Oklahoma State Board Medical Licensure and Supervision insofar as it entails the activities and restrictions described in the following numbered paragraphs. Defendant admits that he is in violation of the Oklahoma Medical Practice Act, as set forth in the Findings of Facts and Conclusions of Law.

## FINDINGS OF FACT

1. That Defendant, Kurt D. Bottles, M.D., holds Oklahoma Medical License No. 17375.

2. That the Oklahoma 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 during 1990 and 1991, the Defendant improperly pursued a personal inappropriate and unprofessional relationship with minor female patient, J.S. for several months outside of a lawful physician-patient relationship.

4. That the unprofessional acts of the Defendant included: (1) giving J.S. a series of suggestive greeting cards; and (2) seeing J.S. socially outside the doctor patient relationship.

5. That the Defendant has received, and is receiving currently, personal counseling with Dr. Kampschaefer, addressing these issues of unprofessional conduct.

6. That said matter was heard at trial before the Board in May of 1994, at which time the Defendant's License to practice medicine in Oklahoma was revoked, pursuant to the Final Order filed herein on May 19, 1994. That said Order was reversed by the Supreme Court in June of 1996; remanded for new trial, and the license of the Defendant was ordered reinstated at that time and is currently active.

## CONCLUSIONS OF LAW

1. That Kurt D. Bottles, M.D., holding Oklahoma Medical License No. 17375, is in violation of the Oklahoma Medical Practice Act, 59 O.S. 1991, Sec. 509, Paragraph 9, to-wit:

"9. Dishonorable or immoral conduct which is likely to deceive or defraud the public."

A. That the Defendant accepts and agrees to and does hereby begin a term of probation to the Oklahoma State Board of Medical Licensure and Supervision to continue for a period of three (3) years, unless earlier modified by the Board, on its own motion or on a motion made by the Defendant and approved by the Board en banc at a regularly scheduled meeting of the Board. Said period of probation shall include at least one (1) year of clinical practice with peer review and supervision as set forth herein, and said probation shall be extended until said one (1) year period has been completed.

B. During the period of probation Defendant will:

1. While engaged in the practice of medicine:

- a. Use a female chaperon within his medical interactions with female patients;
- b. Define and establish particular boundaries with respect to his practice including a defined separation between personal relationships and professional relationships.
- c. Have review and monitoring of his practice by a peer physician, to assure he is compliant with A & B above.

2. During the period of probation:

- a. Continue individual psychotherapy focusing on the violation of ethics, the distortion of relationships associated with disparity, power and position, and any other issues deemed appropriate to the Therapist;
- b. During the period of probation Defendant shall continue under psychotherapy with Dr. Kampschaefer, or otherwise by a therapist approved for such by the Secretary of the Board of Medical Licensure and Supervision;
- c. During the period of probation Defendant shall provide regular written reports from his therapist to the Secretary

of the Board of Medical Licensure and Supervision no less than quarterly, each report to contain sufficient information that the Secretary can determine the progress of the Defendant, can ascertain the concerns of the therapist and discern the current status of the ability of the Defendant to practice medicine and surgery with reasonable skill and safety to the public.

3. Engage in continuing medical education involving the following areas: appropriate professional boundaries, and medical ethics, by reading available periodicals, attending such seminars as are normally available, and otherwise demonstrate his intent and commitment to his Compliance Officer.
4. During the period of probation Defendant will allow his staff to speak with properly identified compliance coordinators or other agents representing the Oklahoma State Board of Medical Licensure and Supervision in order to help monitor the Defendant's professional activities.
5. During the period of probation the Defendant shall notify any hospital or clinic or other worksite or upon application for employment or privileges at any of the aforementioned places, of the content of this Voluntary Submittal to the Jurisdiction of the Board and the content of any subsequently issued Board Order.
6. During the period of probation Defendant will furnish to the Office of the Secretary of the Oklahoma State Board of Medical Licensure and Supervision all current legal addresses and any change of address in writing.
7. Defendant shall appear before the Board or a designated member thereof or the Secretary of the Board whenever requested to do so; Before such time as Dr. Bottles participates in clinical practice, he shall reappear before the Board for review and approval of the peer physician that will be monitoring his practice during the probationary period.

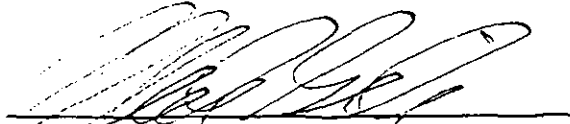
8. During the period of probation Defendant will submit to the Office of the Secretary of the Board of Medical Licensure and Supervision any required reports and forms on a timely and prompt basis.
9. During the period of probation the Defendant will conduct his practice in compliance with the Oklahoma Medical Practice 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 the Defendant until clarification of the interpretation is received by Defendant from the Board.

C. These terms of probation shall be in full force and effect at all times during the length of the probation period while the Defendant is practicing and/or residing in Oklahoma, but should Defendant cease to practice/reside in Oklahoma said term of probation shall be tolled until the subsequent return of the Defendant to Oklahoma.

D. The Defendant shall obtain an appropriate deferment of the payment of fees and costs assessed in this case upon application to the Secretary of the Board of all or part of said fees upon presentation of evidence that is acceptable to the Secretary of the Board, including submission of current income, next year preceding income and employment options. The Defendant shall comply with said deferral agreement as a term and condition of this Probation.

E. Violation of any of the terms and conditions of probation shall be grounds for additional charges to be presented to the Board for possible further disciplinary action.

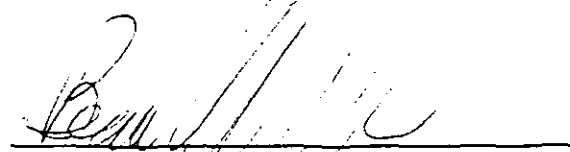
APPROVED AND CONSENTED:



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



BEAU WILLIAMS, OBA#11732  
Attorney for Defendant Kurt D. Bottles, M.D.  
4901 Richmond Square, Suite 104  
Oklahoma City, Oklahoma 73118  
(405) 840-3889



KURT D. BOTTLES, M.D.

DATED THIS 10 DAY OF January, 1997.

CERTIFICATE OF MAILING

This is to certify that on this 24 day of March, 1997, a true and correct copy of this order was mailed, postage prepaid to:

Kurt Bottles, M.D.  
909 Linn Lane  
Yukon, OK 73099

Beau Williams, Attorney  
4901 Richmond Square, Suite 104  
Oklahoma City, OK 73118