

IN AND BEFORE THE OKLAHOMA STATE BOARD
MEDICAL LICENSURE AND SUPERVISION

STATE OF OKLAHOMA

IN THE MATTER OF
THE APPLICATION OF

ROBERT H. FINKLE

FOR AN OKLAHOMA
MEDICAL LICENSE.

LICENSE # 17567

ORDER GRANTING LICENSURE
UNDER TERMS OF PROBATION

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on January 12, 1991, at the office of the Oklahoma Board of Medical Licensure and Supervision, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the staff of the Oklahoma Board of Medical Licensure and Supervision; and the Applicant appeared in person, pro se, waived his right to legal counsel and agreed to proceed without counsel.

The Board of Medical Licensure and Supervision heard testimony, reviewed exhibits, and being fully advised in the premises, the Board of Medical Licensure and Supervision therefore finds as follows:

FINDINGS OF FACT

1. That the Applicant is applying for licensure in Oklahoma as a physician and surgeon.
2. That the 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 prior to the meeting of the Board en banc, the Applicant met with the Secretary of the Board and discussed a hiatus in his professional practice and several locations of practice within the last four years.
4. That on or around January 9, 1991, Applicant signed a Voluntary Submittal to Jurisdiction placing himself under probation to the Oklahoma Board of Medical Licensure and Supervision in the event of his licensure.
5. That the Applicant did provide the Board evidence and details concerning the recent hiatus in his professional practice and several locations of practice within the past four years and is eligible for licensure in Oklahoma as a physician and surgeon under certain terms of probation.

CONCLUSIONS OF LAW

1. That when all evidence is considered the Applicant does fulfill the requirements of 59 O.S. Supp. 1990, Sec. 489 et seq., and applicable rules and regulations of the Oklahoma Board of Medical Licensure and Supervision, to qualify for licensure in Oklahoma as a physician and surgeon.
2. That the Board does have jurisdiction over the Applicant and must establish a three-year term of probation that

the Applicant begins on or around January 12, 1991, as set forth below.

ORDER

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

1. That the application of Robert H. Finkle for licensure as a physician and surgeon in Oklahoma should be and the same is hereby GRANTED.

2. That the Applicant shall begin a term of probation to the Oklahoma State Board of Medical Licensure and Supervision effective January 12, 1991, and fulfill all requirements thereof as set forth below.

3. That the Applicant/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 years, unless earlier modified by the Board or extended by the Board, on its own motion or on the motion of the Applicant/Defendant under the following terms and conditions:

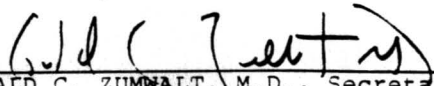
That during the period of probation Applicant shall cause monthly reports on his overall performance to be submitted by the Chief of Staff or Chief of Surgery at the Oklahoma hospital where he holds privileges and performs a majority of his practice, to be submitted to the Oklahoma Board of Medical Licensure and Supervision.

- b) During the period of probation Applicant will furnish to the office of the Oklahoma State Board of Medical Licensure and Supervision all current legal addresses and any change of address in writing.
- (c) Applicant shall appear before the Board en banc or a designated member thereof whenever requested to do so.
- (d) During the period of probation Applicant will submit to the Investigative Division of the Oklahoma State Board of Medical Licensure and Supervision any required reports and forms on a timely and prompt basis.
- e) Pursuant to Section 26, H.B. 1478, 1987 Legislature, Applicant shall promptly pay within 30 days of receipt of invoice from the Investigation Division of the Board the costs of investigation, prosecution and probation of this case, unless the Applicant affirmatively obtains a deferment of all or part of said fees upon presentation of evidence that is acceptable to the Board Secretary.
- (f) During the period of probation Applicant shall notify any hospital where he holds staff privileges, or clinic, or group where he practices, of the terms and conditions of this Voluntary Submittal to Jurisdiction and supply a copy thereof.
- (g) That violation of any of the terms and conditions of probation shall be grounds for additional charges to be presented to the Board after due notice to the Applicant.

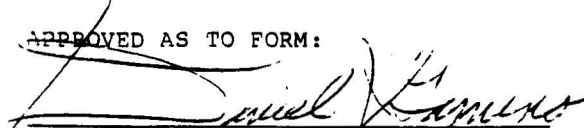
4. That the jurisdiction of the Board in this individual proceeding will continue in this matter until the terms and conditions of probation are modified or withdrawn by the Oklahoma State Board of Medical Licensure and Supervision, either on their own motion or on the motion of the Applicant.

5. The Applicant further agrees that failure to meet any of the above terms of probation will constitute cause for the staff of the Board to initiate additional proceedings to suspend or revoke Applicant's Oklahoma medical license, after additional due notice and hearing.

DATED this 17 day of January, 1991.


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

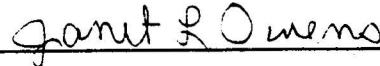
APPROVED AS TO FORM:


DANIEL J. GAMINO OBA #3227
Daniel J. Gamino & Associates, P.C.
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Oklahoma City, OK 73116
(405) 840-3741
ATTORNEY FOR STAFF OF THE OKLAHOMA
BOARD OF MEDICAL LICENSURE & SUPERVISION

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 18 day of January, 1991, to:

ROBERT H. FINKLE
Box 436
Cameron MO 64429


Janet L Owens