



3. On September 8, 2011, the Board suspended the license of Dr. Schoelen for a minimum of one (1) year until September 8, 2012, after which Defendant was permitted to apply for reinstatement with the Board. Defendant was required to meet with the Board staff to report on the status of his recovery efforts and his compliance with his municipal court probation.
4. Defendant is now seeking reinstatement of his Oklahoma Medical License No. 17719.

### CONCLUSIONS OF LAW

1. The Board has jurisdiction to reinstate the license of a physician pursuant to 59 O.S. §508.1
2. The Board may impose practice parameters and other restrictions as necessary to protect the health, safety and welfare of the public under 59 O.S. §480 et seq.

### ORDER

It is therefore **ORDERED** by the Board of Medical Licensure and Supervision as follows:

1. Defendant's medical license shall be reinstated under the following terms and conditions of **PROBATION**, which shall continue **INDEFINITELY** from the date of reinstatement 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, as well as hair follicle samples 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 and only during that time in which he is being treated by the physician for that specific 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 Palmetto 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 Palmetto, including all follow-up visits and treatment, and with all terms of his postcare contracts with Palmetto and the Oklahoma Health Professionals Recovery Program.

L. 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.

M. Defendant will enter and continue counseling with Stewart Beasley, PhD, or another counselor approved in advance in writing by the Board Secretary and will authorize in writing the release of any and all records of that treatment to the

Board or its designee. Frequency of counseling shall be determined by the counselor. Defendant shall submit quarterly reports from his counselor to the Board Secretary for his review.

N. Defendant will obtain a primary care physician other than a practice partner.

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

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

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

R. 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 fifty dollar (\$150.00) per month fee during the term of probation.

S. 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.

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

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


V. 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.

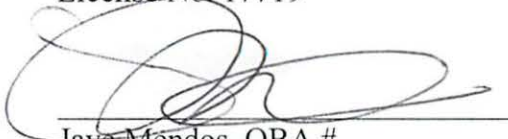
W. Defendant will comply with all terms and conditions of his probation with the Oklahoma City Municipal Court.

X. Defendant will not prescribe, administer, dispense or possess any drugs in Schedule I through III.


2. Defendant shall pay an **ADMINISTRATIVE FINE** in the amount of \$15,000.00 on or before November 10, 2013.
3. Promptly upon receipt of an invoice, defendant shall pay all costs of this action authorized by law, including without limitation, legal fees and investigation costs.

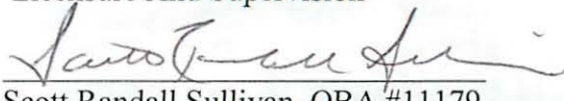
DATED this 22 day of <sup>Feb</sup> ~~January~~, 2013.  
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Steve L. Schoelen, MD.  
License No. 17719

  
Jaye Mendos, OBA #  
3033 N.W. 63<sup>rd</sup> Street, Suite E-105  
Oklahoma City, OK 73316

Attorney for Defendant

  
Gerald C. Zumwalt, M.D., Secretary  
Oklahoma State Board Of Medical  
Licensure And Supervision

  
Scott Randall Sullivan, OBA #11179  
101 N.E. 51<sup>st</sup> Street  
Oklahoma City, OK 73105

Attorney for Oklahoma State Board of  
Medical Licensure and Supervision

**CERTIFICATE OF MAILING**

This is to certify that on this 22<sup>nd</sup> day of ~~January~~ <sup>February</sup>, 2013, a true and correct copy of this order was mailed, postage prepaid, to: Jaye Mendos, 3033 N.W. 63<sup>rd</sup> Street, Suite E-105, Oklahoma City, OK 73116.

  
Barbara J. Smith, Legal Assistant