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

FILED

| STATE OF OKLAHOMA          | )        | MAR 2 1 2014              |
|----------------------------|----------|---------------------------|
| EX REL. THE OKLAHOMA BOARD | )        | 2 1 2014                  |
| OF MEDICAL LICENSURE       | ) ÚKL    | AHOMA STATE BOARD OF      |
| AND SUPERVISION,           | ) MEDICA | L LICENSURE & SUPERVISION |
| The de 1100                | )        |                           |
| Plaintiff,                 | )        |                           |
|                            | )        |                           |
| <b>v.</b>                  | ) Case   | No. 08-01-3447            |
|                            | )        |                           |
| MILLARD L. HENRY, M.D.,    | )        |                           |
| License No. 18023          | )        |                           |
|                            | )        |                           |
|                            | )        |                           |
| Defendant.                 | )        |                           |

# ORDER DENYING REINSTATEMENT OF MEDICAL LICENSE

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision on November7, 2013, at the Board office, 101 N.E. 51<sup>st</sup> Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and rules of the Board.

Millard L. Henry, M.D., Applicant, appeared in person and pro se.

Scott Randall Sullivan, Special Prosecutor for the Board, appeared on behalf of the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision.

The Board *en banc* heard testimony, reviewed the exhibits presented, and being fully apprised of the premises, entered the following Findings of Fact, Conclusions of Law, and Orders:

#### **Findings of Fact**

- 1. Applicant previously held Oklahoma Medical License No. 18023.
- 2. On November 6, 2008 the Board accepted Applicant's Surrender in Lieu of Prosecution wherein Applicant agreed to never apply for reinstatement of his Oklahoma medical license.

- 3. Applicant has applied for reinstatement of his license.
- 4. The Board *en banc* has jurisdiction over the subject matter herein, and notice has been given in all respects as required by law and the rules of the Board.

#### **Conclusions of Law**

- 1. The Board has jurisdiction over the subject matter herein pursuant to 59 O.S. §480 et seq.
- 2. On November 6, 2008 the Board accepted Applicant's Surrender in Lieu of Prosecution pursuant to Title 59 §509.1.E wherein Applicant agreed to never apply for reinstatement of his Oklahoma medical license.

#### **Order**

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

- 1. Applicant's request for reinstatement of his medical license shall be **DENIED**.
- 2. A copy of this written order shall be sent to Applicant as soon as it is processed.

Dated this 2 day of March, 2014

Gerald C. Zumwalt, M.D., Secretary

Oklahoma State Board of Medical

Licensure and Supervision

## **Certificate of Service**

I certify that on the day of March, 2014, I mailed, via first class mail, postage pre-paid, a true and correct copy of this pleading to Millard L. Henry, M.D., 19039 Tecumseh Rd, Newalla, OK 74857.

Barbara J. Smith, Legal Assistant

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