

IN AND BEFORE 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, )  
 )  
v. )  
 )  
TEMP RAY PATTERSON, M.D., )  
LICENSE NO. MD 18099, )  
 )  
Defendant. )

**FILED**

APR 30 2020

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 19-11-5843

**ORDER OF CONTINUANCE**  
**WITH NOTICE OF HEARING**

The undersigned Secretary for the Oklahoma State Board of Medical Licensure and Supervision ("Board"), in consideration of an agreement of the parties, enters the following orders:

1. On March 26, 2020, a Verified Complaint ("2020 Complaint") and Citation were each filed. Hearing was set for May 7, 2020, and a Scheduling Order was filed.
2. Defendant was served on April 8, 2020 at the Federal Detention Center, Sheridan Oregon, by Deputy from the Yamhill County Sheriff's Office.
3. A letter Answer by Defendant was filed on April 22, 2019.
4. This request for continuance is not being made for purposes of delay, but rather due to the COVID-19 situation in Oklahoma, making a continuance reasonable and in the interest of justice.
5. The Board finds that the ends of justice served by granting of such continuance outweigh the best interest of the public and the Defendant in a speedy hearing, and for good cause shown the requested continuance is **GRANTED**.
6. Premises considered and for good cause shown, the 2020 Complaint, filed March 26, 2020 is rescheduled for hearing at the meeting of the Board on July 30, 2020. All deadlines are reset to a Scheduling Order for the July 30, 2020 Board meeting, attached hereto as **Exhibit 1**.

7. Please take notice that the 2020 Complaint will be heard by the Board at the July 30, 2020 meeting of the Board, which will begin at 9:00 a.m. The meeting will take place at the office of the Board, 101 N.E. 51<sup>st</sup> Street, Oklahoma City, Oklahoma 73105-1821.

Dated this 30<sup>th</sup> day of April, 2020.



\_\_\_\_\_  
Billy H. Stout, M.D., Board Secretary  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

**Certificate of Service**

This is to certify that on the 1<sup>st</sup> day of May, 2020, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

U.S. Certified Mail

Temp Ray Patterson,  
Register No. 20067-023  
FCI SHERIDAN  
SHERIDAN FEDERAL INSTITUTION  
SATELLITE CAMP  
P.O. Box 6000  
Sheridan, OR 97378

***Defendant***

U.S. Certified Mail

Temp Ray Patterson  
762 W. 2150 S  
Syracuse, Utah 84075

***Defendant***

U.S. Certified Mail

David Lombardi  
GIVENS PURSLEY, LLP  
P.O. Box 2720  
Boise, Idaho 83701

***Attorney in Idaho for Defendant,  
Temp Ray Patterson, M.D.***

E-Mail

Marc S. Pate  
Assistant Attorney General  
STATE OF OK, OFFICE OF ATTORNEY GENERAL  
313 N.E. 21<sup>st</sup> Street  
Oklahoma City, Oklahoma 73105  
(405) 521-3921  
(405) 521-6246 facsimile  
marc.pate@oag.ok.gov

***Attorney for Plaintiff,  
Oklahoma State Board of Medical  
Licensure and Supervision***



\_\_\_\_\_  
Nancy Thiemann, Legal Assistant

# **EXHIBIT 1**

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

FILED

APR 30 2020

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.* )  
OKLAHOMA STATE BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )

Plaintiff, )

v. )

Case No. 19-11-5843

TEMP RAY PATTERSON, M.D., )  
LICENSE NO. MD 18099, )

Defendant. )

**SCHEDULING ORDER – JULY 2020**

This Scheduling Order is issued pursuant to Okla. Admin. Code § 435:3-3-7. Alteration of this Scheduling Order shall only be approved upon written motion for good cause shown, to the Board Secretary or Trial Examiner.

1.	File dispositive motions	<b>June 18, 2020</b>
2.	Exchange final witness and exhibit lists	<b>June 25, 2020</b>
3.	Discovery completed/answered	<b>July 9, 2020</b>
4.	Pre-trial conference (as needed, to review contested items)	<u>earlier or by:</u> <b>July 9, 2020</b>
5.	File Motion for Continuance	<b>July 23, 2020</b>
6.	<b>Board Hearing</b>	<b>July 30, 2020</b>



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Billy H. Stout, M.D., Board Secretary  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

- **Answer** – Defendant shall file a written answer under oath, to the complaint, within 20 days after service of the citation. If the answer is not filed, the defendant shall be considered in default. 59 O.S. § 503; 12 O.S. § 2012, Okla. Admin. Code § 435:3-3-8 *et seq.* Failure to file an answer may subject defendant to default judgment.
- **Final Witness Lists** - Final Witness Lists shall include witness contact information, including address and telephone number, as well as a brief summary of anticipated testimony.
- **Discovery** - The failure of a party to have sufficient time to exercise any discovery mechanism on account of a lack of time shall not of itself constitute good cause for the granting of a continuance. Okla. Admin. Code § 435:3-3-9.
- **Settlement** – Unless precluded by law, informal disposition may be made of any individual proceeding by stipulation, agreed settlement, consent order, or default. 75 O.S. § 309(E). The Board may accept a Voluntary Submittal to Jurisdiction (VSJ) entered into by staff and defendant; and, VSJ's shall be the responsibility of the Secretary of the Board or Executive Director in his/her absence. Okla. Admin. Code § 435:5-1-5-1. The Board may accept Surrender in Lieu of Prosecution (SILOP) in lieu of prosecuting a pending disciplinary action or filing formal disciplinary proceedings only as provided in this section. 59 O.S. § 509.1(E), *et seq.*
- **Continuance** – Continuance requests shall be filed at the offices of the Board. The Secretary of the Board, or the Trial Examiner at the pre-trial conference, may receive and rule on motions for continuance filed prior to seven (7) days before the hearing date. If the continuance is denied, the party may renew the request and move for a continuance at the hearing. Okla. Admin. Code § 435:3-3-7(c).