

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

STATE OF OKLAHOMA, *ex rel.*,)
THE OKLAHOMA STATE BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)
)
v.)
)
DIANA L. HAGER, M.D.,)
LICENSE NO. 18136,)
)
Defendant.)

FILED
JUL 10 2015
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No: 12-02-4502

ORDER MODIFYING
ORDER ACCEPTING VOLUNTARY SUBMITTAL TO JURISDICTION

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision (herein referred to as the “Board” or “State”) on June 25, 2015, at the office of the Board, 101 N.E. 51st Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and the rules of the Board.

Gary Ricks, Compliance Coordinator, appeared on behalf of the State. Defendant, Diana L. Hager, M.D., holding Oklahoma medical license no. 18136, appeared in person. Dr. Robert Westcott, Medical Director at the Oklahoma Health Professionals Program, Inc. (OHPP), appeared in support of Defendant.

The Board *en banc* after hearing arguments of counsel, reviewing the request and being fully advised in the premises, and for good cause shown, finds and orders as follows:

Findings of Fact

1. Defendant Diana L. Hager, M.D. currently holds medical license no. 18136.
2. Defendant Diana L. Hager, M.D. is currently practicing under terms of an Order Accepting Voluntary Submittal to Jurisdiction (“VSJ”) that commenced on May 15, 2014.
3. On June 25, 2015, Dr. Hager requested that the terms of her probation be modified to change Paragraph 7 of the Order, to allow her to prescribe, administer or dispense Schedule II-IV drugs.

4. Dr. Hager presented the following evidence to support the requested modification to Paragraph 7 of the Order in her VSJ to allow her to prescribe, administer or dispense Schedule II-IV drugs:
 - a. Dr. Hager attended the three-day CME course entitled, “Prescribing Controlled Drugs: Critical Issues and Common Pitfalls” on July 9-11, 2014, at the Center for Professional Health at Vanderbilt University Medical Center and was awarded 22.75 *AMA PRA Category 1 Credits*TM. Therefore, Dr. Hager has satisfactorily completed the self-study educational requirements pertaining to the prescribing of controlled substances as outlined in her Plan.
 - b. Certificate of Attendance.
 - c. Gary Ricks, Compliance Coordinator, supported the changes on behalf of the State.

Conclusions of Law

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians and surgeons in the State of Oklahoma pursuant to Title 59 Okla. Stat. § 480 *et seq.* Notice was given in all respects in accordance with law and the rules of the Board.
2. The Board therefore has jurisdiction and authority over the Defendant and subject matter herein pursuant to the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (the “Act”) and its applicable regulations. The Board is authorized to enforce the Act as necessary to protect the public health, safety and welfare. Tit. 59 O.S. § 480 *et seq.*
3. Dr. Hager presented sufficient evidence and good cause to support the requested modification to Paragraph 7 of the Order in her VSJ to allow her to prescribe, administer or dispense Schedule II-IV drugs.

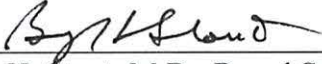
Orders

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

1. Dr. Hager’s application to modify the terms of Paragraph 7 or the Order in her VSJ is **GRANTED**, allowing her to prescribe, administer or dispense Schedule II-IV drugs.
2. All other terms of Defendant’s probation shall remain unchanged and in full force and effect.
3. Failure to meet any of the terms of this Order will be grounds for the Board to initiate proceedings to suspend or revoke Dr. Hager’s medical license, after additional notice and hearing as required by law.

4. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law.
5. A copy of this written order should be sent to Defendant as soon as it is processed.

Dated this 10th day of July, 2015.




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

Certificate of Mailing

This is to certify that on the 13th day of July, 2015, a true and correct copy of this Order was sent by U.S. first-class mail, postage prepaid, to:

Dr. Diana L. Hager, M.D.
18045 Whisper Creek
Choctaw, Oklahoma 73020



Nancy Thiemann, Legal Secretary