

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

FILED

STATE OF OKLAHOMA)
EX REL. THE OKLAHOMA BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)

MAR 16 2009

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff,)

v.)

Case No. 08-10-3605

GEORGE BLAKE, M.D.)
MEDICAL LICENSE NO. 18245)

Defendant.)

VOLUNTARY SURRENDER OF LICENSE
IN LIEU OF PROSECUTION

State of Oklahoma)
)
_____ County)

I, George Blake, M.D., being of lawful age and after first being duly sworn, depose and state as follows:

1. I hereby voluntarily surrender my Oklahoma medical license no. 18245.
2. The surrender of my license is freely and voluntarily made. I have not been subject to any coercion or duress, and I am fully aware of the consequences of the surrender of my license.
3. I am the subject of a Complaint before the Oklahoma State Board of Medical Licensure and Supervision involving allegations that if proven, would constitute grounds for disciplinary action by the Board.

4. The allegations to which I have plead guilty are as follows:

A. On or about December 18, 2008, Defendant was charged in the District Court of Tulsa County, State of Oklahoma, in the case styled **State of Oklahoma v. George J. Blake**, Case No. CF-2008-6169. Defendant was charged with one (1) count of Distributing a Controlled and Dangerous Substance, a felony, in violation of 63 O.S. §2-401(A)(1).

B. The Information filed by the State of Oklahoma reflects that on or about April 13, 2005, Defendant knowingly and intentionally with the intent to distribute and did distribute a controlled substance, Amphetamine (Adderall) not in good faith and outside the course of professional practice.

C. On or about January 8, 2009, Defendant entered into a Judgment and Sentence with the State of Oklahoma wherein he pled guilty to the one (1) count of Distributing a Controlled and Dangerous Substance as set forth in the Information.

D. Under the Judgment and Sentence, Defendant was sentenced to five (5) years suspended sentence under the Department of Corrections and was ordered to pay a \$5,000.00 fine plus costs.

E. On or about January 21, 2009, Defendant's license was summarily suspended by Lyle R. Kelsey, Executive Director for the Board based upon 59 O.S. §506(B).

F. Title 59 O.S. §513(3) provides as follows:

Upon proof of a final felony conviction by the courts and after exhaustion of the process, the Board shall revoke the physician's license...Suspension or revocation of the license of any person convicted of a felony on any other grounds than that of moral turpitude or the violation of the federal or state narcotics laws, shall be on the merits of the particular case...

G. Defendant is guilty of unprofessional conduct in that he:

- i. Was convicted of a felony or of any offense involving moral turpitude in violation of 59 O.S. §509(5) and OAC 435:10-7-4(10).
- ii. Was convicted or confessed to a crime involving violation of the laws of this state and the federal government in violation of 59 O.S. §509(7).

- iii. Engaged in dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public in violation of 59 O.S. §509(8) and OAC 435:10-7-4(11).
- iv. Committed any act which is a violation of the criminal laws of any state when such act is connected to the physician's practice of medicine in violation of 59 O.S. §509(9).
- v. Engaged in the use of any false, fraudulent, or deceptive statement in any document connected with the practice of medicine and surgery in violation of OAC 435:10-7-4(19).
- vi. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509 (13) and OAC 435:10-7-4(39).
- vii. Violated any state or federal law or regulation relating to controlled substances in violation of OAC 435:10-7-4(27).
- viii. Wrote a false or fictitious prescription for any drug or narcotic declared by the laws of this state to be controlled or narcotic drugs in violation of 59 O.S. §509 (11).
- ix. Prescribed or administered a drug or treatment without sufficient examination and the establishment of a valid physician patient relationship in violation of 59 O.S. §509 (12).
- x. Prescribed, dispensed or administered a controlled substance or narcotic drugs in excess of the amount considered good medical practice, or prescribed, dispensed or administered controlled substances or narcotic drugs without medical need in accordance with published standards in violation of 59 O.S. 509(16).
- xi. Engaged in the indiscriminate or excessive prescribing, dispensing or administering of controlled or narcotic drugs in violation of OAC 435:10-7-4(1).

- xii. Prescribed, dispensed or administered controlled substances or narcotic drugs in excess of the amount considered good medical practice or prescribed, dispensed or administered controlled substances or narcotic drugs without medical need in accordance with published standard in violation of OAC 435:10-7-4(2) and (6).

5. I hereby my wallet card and my wall certificate as evidence of my intent to surrender my license.

6. I hereby agree that I will not apply for reinstatement of my Oklahoma medical license for a minimum of one year from the entry of the Order Accepting Voluntary Surrender in Lieu of Prosecution, and that if the Board ever reinstates my Oklahoma medical license, it will be under terms of probation to be set by the Board at the time of reinstatement.

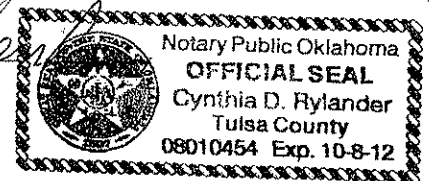
7. As a condition to accepting my surrender of license in lieu of prosecution, I acknowledge that the Board may require me to pay all costs expended by the Board for any legal fees and costs, and any investigation, probation and monitoring fees, including but not limited to staff time, salary and travel expense, witness fees and attorney fees.

DATED this 3rd day of March, 2009.

George Blake, M.D.
George Blake, M.D.

Subscribed and sworn before me this 3rd day of March, 2009.

Cynthia D. Rylander
Notary Public



My commission expires on _____.

ACCEPTED:

Gerald C. Zumwalt, M.D.
Gerald C. Zumwalt, M.D.
Secretary
Oklahoma State Board of Medical
Licensure and Supervision

Date: 3-16-09