

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, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
ROBERT CHARLES HINMAN, M.D., )  
LICENSE NO. 18322, )  
 )  
Defendant. )

NOV 19 1998

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 98-06-2008

**FINAL ORDER OF SUSPENSION**

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision (the "Board") on November 12, 1998, at the office of the Board, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Susan Moebius Henderson, Assistant Attorney General, appeared for the Plaintiff. Defendant appeared *pro se*, thereby waiving his right to legal counsel.

The Board *en banc* after hearing arguments of counsel, reviewing the exhibits admitted and the sworn testimony of Defendant, and being fully advised in the premises, found there is clear and convincing evidence to support the following Findings of Fact, Conclusions of Law and Orders:

***Findings of Fact***

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 59 Okla. Stat. §§ 480 *et seq.*

2. The Board has jurisdiction over this matter, and notice has been given in all respects in accordance with law and the rules of the Board.

### *Findings of Fact*

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 59 Okla. Stat. §§ 480 *et seq.*

2. Defendant, Robert Charles Hinman, M.D., holds Oklahoma license no. 18322 and at all times relevant to this complaint has limited his practice to Reynolds Army Community Hospital, Fort Sill, Oklahoma.

3. On May 24, 1993 and May 17, 1994, Defendant submitted applications for renewal of his medical license to the Board and answered "no" to the following questions in both renewal applications:

Since the last renewal or initial licensure (whichever is most recent):

Have you now or have you been treated for emotional or mental disorders?

Have you been denied privileges, lost privileges or received discipline by any hospital or other professional medical organization?

4. In December 1992, the Credentials Committee of the United States Army in routine peer review action found five (5) randomly selected charts of Defendant unacceptable and held Defendant's privileges "in abeyance" pending further review. At that time, the action taken against Defendant was not considered "adverse action".

5. In January 1993, The Credential Committee of the United States Army again reviewed Defendant's charts. Of the 55 records reviewed, 20 were deemed unacceptable. As a result, Defendant's clinical privileges were suspended and Defendant was ordered to undergo a neuropsychiatric evaluation. In March of that same year, a credentials hearing was held and the recommendation following the hearing was to sustain revocation of Defendant's clinical privileges.

6. The United States Army Medical Command reported Defendant to the National Practitioner Data Bank on December 9, 1997 as having lost his clinical privileges as of January 7, 1993 for substandard care and mental impairment.

7. On June 11, 1993 Defendant's privileges were reinstated on a provisional basis. Defendant was placed under the Impaired Provider Program effective June 14, 1993.

8. Defendant is guilty of unprofessional conduct in that he committed fraud or made misrepresentations when applying for or procuring reregistration of his medical license in violation of OAC 435:10-7-4(8).

*Conclusions of Law*

1. The Board 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.

2. Defendant is guilty of unprofessional conduct in that he committed fraud or made misrepresentations when applying for or procuring reregistration of his medical license in violation of OAC 435:10-7-4(8).

3. Under 59 Okla. Stat. §509.1, the Board may discipline licensees who are found guilty of unprofessional conduct as defined in 59 Okla. Stat. §509 and OAC 435:10-7-4.

*Order*

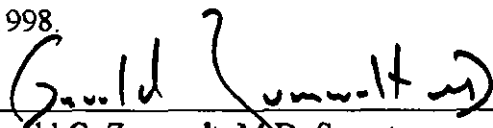
IT IS THEREFORE ORDERED by the Oklahoma State Board of Medical Licensure and Supervision as follows:

1. The license of Defendant, Robert Charles Hinman, M.D., Oklahoma license no. 18322, is hereby **SUSPENDED** beginning December 1, 1998 for a period of ninety (90) days.

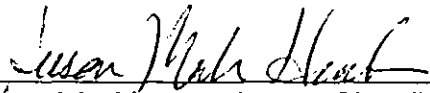
2. Defendant shall complete two-hundred-and-fifty (250) hours of community service approved by the Board or its designee during the next one (1) year.

3. Promptly upon receipt of an invoice for such charges, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees and investigation costs.

Dated this 19 day of November, 1998.

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

Approved as to form:



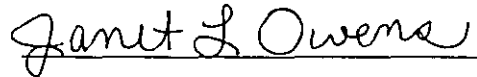
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State of Oklahoma  
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405/848-6841

Attorney for the Oklahoma State Board  
of Medical Licensure and Supervision

CERTIFICATE OF SERVICE

I certify that on the 24 day of November, 1998, I mailed, via first class mail, postage pre-paid, a true and correct copy of this pleading to Robert C. Hinman, Reynolds Army Hospital, 4300 Thomas, Lawton, Oklahoma.

301 SW 79TH STREET  
LAWTON, OK 73505



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