

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

FILED

FEB - 1 2001

IN THE MATTER OF THE)
APPLICATION OF)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

ROBERT MICHAEL WESTCOTT, M.D.)

) Case No. 95-09-1758

FOR MODIFICATION OF)
PROBATION TERMS FOR)
LICENSE NO. 18951)

ORDER MODIFYING PROBATION

This matter came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on January 5, 2001, at the Board office, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and rules of the Board.

Applicant, Robert Michael Westcott, M.D., holding Oklahoma medical license no. 18951, appeared in person without counsel, thereby waiving his right to legal representation.

The Board sitting *en banc* after hearing testimony, reviewing the request and other materials presented, and being fully apprised of the premises, made the following Findings of Fact, Conclusions of Law and Orders:

FINDINGS OF FACT

1. 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.
2. Dr. Westcott currently holds medical license no. 18951 under a five-year term of probation that commenced June 19, 1998.
3. On January 5, 2001, Dr. Westcott requested that the terms of his probation be modified to allow him to prescribe Schedule III, IV and V controlled dangerous drugs, that he be allowed to accept a position in Lindsey, Oklahoma, and that his probation expire January 1, 2004.
4. Dr. Westcott presented sufficient evidence to support the requested modification, with the added requirement that he keep duplicate, serially numbered prescriptions of all controlled dangerous substances and addictive drugs readily retrievable, in numerical order and

will furnish copies to investigators or other authorized agents of the Board immediately upon request.

CONCLUSIONS OF LAW


1. The Board has jurisdiction to hear this matter pursuant to 59 O. S. § 480 *et seq.*
2. Dr. Westcott has presented satisfactory evidence to justify allowing him to prescribe Schedule III, IV and V controlled dangerous drugs, to accept a position in Lindsey, Oklahoma, and for his probation to expire January 1, 2004, with the added requirement that he keep duplicate, serially numbered prescriptions of all controlled dangerous substances and addictive drugs readily retrievable, in numerical order and will furnish copies to investigators or other authorized agents of the Board immediately upon request.

ORDER

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

1. Dr. Westcott's application to modify the terms of his probation is **GRANTED**.
2. Dr. Westcott's probation shall continue under the terms and conditions set forth in the June 19, 1998 Order, with the exception that Dr. Westcott be allowed to prescribe Schedule III, IV and V controlled dangerous drugs, to accept a position in Lindsey, Oklahoma, and for his probation to expire January 1, 2004, with the added requirement that he keep duplicate, serially numbered prescriptions of all controlled dangerous substances and addictive drugs readily retrievable, in numerical order and will furnish copies to investigators of other authorized agents of the Board immediately upon request.
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. Westcott's medical license, after additional notice and hearing as required by law.
4. A copy of this written order should be sent to Dr. Westcott as soon as it is processed.

Dated this 1 day of February, 2001.



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

Certificate of Service

On the 2 day of February, 2001, a true and correct copy of this order was mailed, postage prepaid, to Robert Westcott, M.D., 1100 E. Third, Chattanooga, TN 37415.

Janet Owens

Janet Owens