

4. On May 9, 2002, Applicant again applied for reinstatement of his medical license, which was denied by the Board based upon a finding that Applicant had not received any treatment for substance abuse since his revocation and the fact that he submitted fraudulent information on an employment application subsequent to his revocation.

5. On January 16, 2003, Applicant again applied for reinstatement of his medical license. At the hearing questions were raised regarding Applicant's repeated incidents of or pattern of dishonesty and his mental competency based upon prior diagnoses of Narcissistic Personality Disorder or Narcissistic Personality features. After reviewing the evidence and hearing arguments of counsel, the Board voted to reinstate Applicant's license under an indefinite term of probation.

6. Seconds after the Board voted to reinstate Applicant's license, Applicant leaned over to the State's attorney and whispered a sexually explicit obscenity to her. The State's attorney immediately advised the Board what Applicant had said, at which time Applicant lied to the Board when he denied making such a statement.

7. Based upon this incident, on February 28, 2003, the Board revoked Applicant's license for unprofessional conduct in violation of 59 O.S. §509 (9) and (16) and OAC 435:10-7-4 (8), (11), (17), (18), (23), (39) and (40).

8. Applicant has again applied for reinstatement of his license.

9. The evidence reflects the following:

a. Applicant has not ever obtained a valid Oklahoma driver's license.

b. Applicant has not filed an Oklahoma income tax return from at least as early as 1997 until the present.

c. Applicant's wife obtained a victim's protective order against him on May 28, 2003 based upon allegations of violence against her and their child.

d. Applicant has not paid attorney's fees and costs owed to the Board.

10. 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.

CONCLUSIONS OF LAW

The Board has jurisdiction over the subject matter herein pursuant to 59 O.S. §480 et seq.


2. The Applicant has failed to sustain his burden of proof that he has met all requirements for reinstatement of his medical license at this time, including but not limited to the requirement that he submit satisfactory evidence of good moral character as required by 59 O.S. §495h.

ORDER

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

- 1 Applicant's request for reinstatement of his medical license shall be **DENIED**
2. A copy of this written order shall be sent to Applicant as soon as it is processed.

Dated this 1 day of July, 2004.



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

Certificate of Service

On the 6 day of July, 2004 a true and correct copy of this order was mailed, postage prepaid, to the Applicant, Jeffrey H. Schimandle, 5810 N. Pennsylvania Avenue, #206-B, Oklahoma City, OK 73112-7339 and to Bob Carpenter, 233 Park Avenue, Oklahoma City, OK 73102.



Janet Swindle