

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

FILED

JUN 21 2013

IN THE MATTER OF THE)
APPLICATION OF)

JEFFREY H. SCHIMANDLE)

FOR REINSTATEMENT OF)
MEDICAL LICENSE NO. 19233)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

) Application No. 19233
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ORDER GRANTING REINSTATEMENT OF
LICENSE WITH RESTRICTIONS
AFTER PRIOR REVOCATION

This matter came on for hearing before the Oklahoma State Medical Board of Licensure and Supervision on November 8, 2012 at the office of the Board, 101 N.E. 51st Street, Oklahoma City, Oklahoma, pursuant to notice given as required by law and rules of the Board.

Defendant, Jeffrey H. Schimandle, M.D., appeared in person and with his attorney, Daniel Gamino.

Scott Randall Sullivan, Special Prosecutor, appeared on behalf of the State of Oklahoma, ex rel. The Oklahoma State Board of Medical Licensure and Supervision.

The Board *en banc* heard testimony, reviewed the application and being fully apprised of the premises, entered 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 rules of the Board.
2. On February 28, 2003 Dr. Schimandle's license was revoked . The Board has denied Dr. Schimandle's application for reinstatement on June 25, 2004, May 21, 2009 and May 28, 2010 and those Orders are a matter of record.

3. Since that date, Dr. Schimandle has documented good moral character and moral fitness to practice medicine and surgery
4. Dr. Schimandle produced evidence of fitness to practice by providing documentation of continued satisfactory attainment of the Board required yearly CME credits to attain/maintain licensure. Additionally, his reading and study of medical journals and specialty publications and his own peer reviewed publications constitute further evidence he can resume the practice of medicine with reasonable skill and safety. Additional documentation revealed Dr. Schimandle passed the FSMB sponsored SPEX examination in 2011, on the first attempt, establishing current medical and surgical competency, affording additional evidence he can resume medical practice with reasonable skill and safety.
5. Defendant is now seeking reinstatement of his Oklahoma Medical License No. 19233.

CONCLUSIONS OF LAW

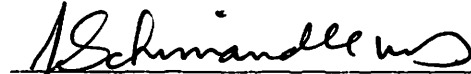
1. The Board has jurisdiction to reinstate the license of a physician pursuant to 59 O.S. §508.1.
2. The Board may impose practice parameters and other restrictions as necessary to protect the health, safety and welfare of the public under 59 O.S. §480 *et seq.*


ORDER

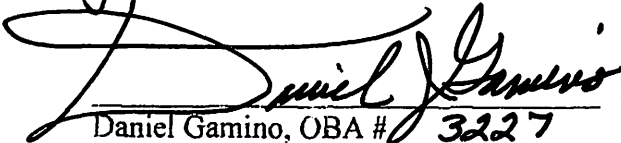
It is therefore **ORDERED** by the Oklahoma State Board of Medical Licensure and Supervision as follows:

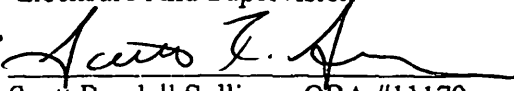
1. Defendant's medical license shall be reinstated under the following terms, conditions and restrictions:
 - A. That all debt with the board due and owing from Dr. Schimandle be satisfied in full before a medical license is issued;
 - B. Upon full payment of his debt with the Board, Dr. Schimandle shall receive a license limited to clinical practice only with no surgical privileges; and
 - C. That Dr. Schimandle shall only be allowed surgical privileges upon satisfactory completion of a one-year ACGME approved Spine Surgery Fellowship.

DATED this 21 day of June, 2013.


Jeffrey H. Schimandle, MD.
License No. 19233


Gerald C. Zumwalt, M.D., Secretary
Oklahoma State Board Of Medical
Licensure And Supervision


Daniel Gamino, OBA # 3227
3035 N.W. 63rd Street, Suite 214
Oklahoma City, OK 73116

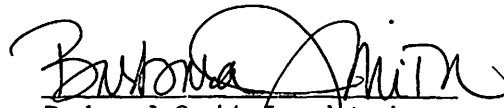

Scott Randall Sullivan, OBA #11179
101 N.E. 51st Street
Oklahoma City, OK 73105

Attorney for Defendant

Attorney for Oklahoma State Board of
Medical Licensure and Supervision

CERTIFICATE OF MAILING

This is to certify that on this 21st day of June, 2013, a true and correct copy of this order was mailed, postage prepaid, to: Daniel Gamino, 3035 N.W. 63rd Street, Suite 214, Oklahoma City, OK 73116.


Barbara J. Smith, Legal Assistant