

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

FILED

DEC - 4 2003

IN THE MATTER OF THE)
APPLICATION OF)

TROY ANTHONY TORTORICI, M.D.)

FOR MODIFICATION OF)
VOLUNTARY SUBMITTAL TO)
JURISDICTION FOR)
LICENSE NO. 19410)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 02-04-2491

ORDER MODIFYING VOLUNTARY SUBMITTAL TO JURISDICTION

This matter came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on November 20, 2003, 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, Troy Anthony Tortorici, M.D., holding Oklahoma medical license no. 19410, 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. On or about January 21, 2003, the Board entered an order whereby Dr. Tortorici's license was suspended for six (6) months and restricted, in that he could not practice outside of a hospital based anesthesiology practice. The Board additionally ordered that Dr. Tortorici complete two-hundred forty (240) hours of community service under the direction of Jane Fitch, M.D., Chair of the University of Oklahoma Health Sciences Center Department of Anesthesiology prior to November 21, 2003.

3. On November 20, 2003, Dr. Tortorici requested that that the terms of his order be

modified to allow him to complete his community service at entities approved in advance by the Board Secretary and that he be allowed until November 21, 2004 in which to complete his community service.

4. Dr. Tortorici presented sufficient evidence to support the requested modification.

CONCLUSIONS OF LAW


1. The Board has jurisdiction to hear this matter pursuant to 59 O. S. § 480 *et seq.*
2. Dr. Tortorici has presented satisfactory evidence to justify modifying the terms of his order to allow him to complete his community service at entities approved in advance by the Board Secretary, and to allow him until November 21, 2004 in which to complete his community service.

ORDER

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

1. Dr. Tortorici's application to modify the terms of his voluntary submittal to jurisdiction is **GRANTED**.
2. Dr. Tortorici's voluntary submittal to jurisdiction shall continue from the date of its commencement of January 21, 2003 under the terms and conditions set forth in the January 21, 2003 Order, with the exception that Dr. Tortorici is allowed to complete his community service at entities approved in advance by the Board Secretary and that he is allowed until November 21, 2004 in which to complete his community service.
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. Tortorici's medical license, after additional notice and hearing as required by law.
4. A copy of this written order should be sent to Dr. Tortorici as soon as it is processed.

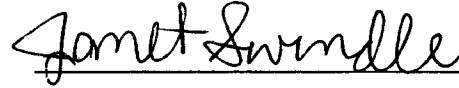
Dated this 4 day of December, 2003.



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

Certificate of Service

On the 4 day of December, 2003, a true and correct copy of this order was mailed, postage prepaid, to Troy Anthony Tortorici, M.D., 13424 High Sierra Blvd., Edmond, OK 73013.

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Janet Swindle