

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

FILED

MAY 31 2007

IN THE MATTER OF THE)
APPLICATION OF)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

TROY ANTHONY TORTORICI, M.D.)

Case No. 02-04-2491

FOR LIFTING OF)
RESTRICTION ON OKLAHOMA)
MEDICAL LICENSE NO. 19410)

ORDER LIFTING RESTRICTION AND
TERMINATION OF PROBATION

This matter came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on May 17, 2007, 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 and pro se.

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. Tortorici currently holds medical license no. 19410 under a Voluntary Submittal to Jurisdiction that commenced November 21, 2002. Under this order, Dr. Tortorici's license was **SUSPENDED** for one hundred eighty (180) days, to be followed by a **RESTRICTION** whereby he was not allowed to practice outside of a hospital based anesthesiology practice, nor could he prescribe any controlled dangerous substances outside of a hospital based anesthesiology practice without the prior express approval of the Board. The Board additionally ordered that if the restriction on Defendant's license was ever modified, that it would be under terms of probation to be determined at the time of the modification.

3. On May 17, 2007, Dr. Tortorici requested that his restriction be lifted and that any probation instituted at that time be terminated so as to allow him to recertify for his boards.

4. Dr. Tortorici presented sufficient evidence to support lifting his restriction and terminating the resulting probation.

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 support lifting his restriction and terminating the resulting probation.

ORDER

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

1. Dr. Tortorici's application to lift the terms of his restriction and to terminate the resulting probation is **GRANTED**.
2. 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 31 day of May, 2007.



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

Certificate of Service

On the 1 day of ^{June} ~~May~~, 2007, a true and correct copy of this order was mailed, postage prepaid, to Troy Tortorici, 4400 Will Rogers Parkway, #105, P.O. Box 23256, Oklahoma City, OK 73108.



Janet Swindle