

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

FILED

STATE OF OKLAHOMA

MAY 20 2010

STATE OF OKLAHOMA, ex rel,
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE AND
SUPERVISION)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff,)

CASE NO. 08/06/3524

v.)

PAUL CHRISTOPHER FRANCEL
MEDICAL LICENSE # 19715)

Defendant.)

**ORDER ACCEPTING VOLUNTARY SURRENDER
OF LICENSE IN LIEU OF PROSECUTION**

This cause came for hearing before the Oklahoma State Board of Medical Licensure and Supervision (the "Board") *en banc* on the 20th day of May, 2010 at an alternate Board office, the Oklahoma State Medical Association, 313 NE 50th, Oklahoma City, OK, 73105, pursuant to notice given as required by law and rules of the Board.

Randy Sullivan, Special Counsel for the Oklahoma State Board of Medical Licensure and Supervision, appeared on behalf of the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision. The Defendant appeared not.

The Board *en banc* reviewed the Voluntary Surrender of License in Lieu of Prosecution, and being fully apprised in the premises, finds that there is clear and convincing evidence of the following Findings of Fact, Conclusions of Law, and Orders:

Findings of Fact

1. Defendant, Paul Christopher Francel, M.D holds Oklahoma Medical License No.19715.
2. Defendant, Paul Christopher Francel, M.D. is the subject of a Complaint before the Oklahoma State Board of Medical Licensure and Supervision.

3. 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.
4. Pursuant to 59 O.S. §509(E), Defendant wishes to surrender his Oklahoma Medical License No. 19715 in lieu of prosecution.
5. The surrender of Oklahoma Medical License No. 19715 is freely and voluntarily made, and the Defendant has not been subject to duress or coercion.
6. The Defendant is fully aware of the consequences of the surrender of his license.
7. Defendant has plead guilty to the allegations constituting misconduct and acknowledged that the allegations, if proven, could constitute grounds for disciplinary action by the Board.
8. Defendant has submitted a sworn statement describing the misconduct to which he has plead guilty as required by 59 O.S. §509(E).
9. Defendant will surrender his wall certificate and wallet card upon the voluntary surrender of his license.
10. Defendant has agreed that he will not apply for reinstatement of his Oklahoma Medical License for a minimum of one (1) year from the date of the entry of this order, and that if the Board ever reinstates his Oklahoma Medical License, it will be under terms of probation to be set by the Board at the time of reinstatement.

Conclusions of Law

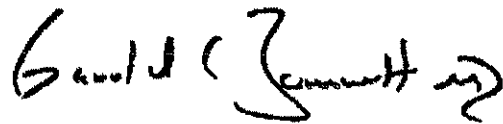
11. The Board has jurisdiction over the Defendant and the subject matter herein pursuant to 59 O.S. §§480 and 888.9 et seq.
12. Pursuant to 59 O.S. §509(E), the Board has the authority to accept this surrender of license in lieu of prosecution.
13. The request of Defendant to surrender his license is appropriate under the circumstances of this case.
14. Clear and convincing evidence exists for the conditions of surrender of Oklahoma Medical License No. 19715.

Order

15. The Voluntary Surrender of License in Lieu of Prosecution submitted by Defendant is hereby accepted by the Board.

16. Oklahoma Medical License No. 19715 of the Defendant, Paul Christopher Francel, MD should be and is hereby surrendered as of the date of this order, May 21, 2010.
17. Pursuant to 59 O.S. §509(E)(4), the Defendant shall pay all reasonable costs expended by the Board for any legal fees and costs, and any investigation, probation and monitoring fees, including, but not limited to, staff time, salary and travel expenses, witness fees and attorney's fees incurred with respect to this case.
18. Defendant shall not apply for reinstatement of his Oklahoma Medical License for a minimum of one (1) year from the date of this Order Accepting Voluntary Surrender of License in Lieu of Prosecution, and if the Board ever reinstates Defendant's Oklahoma Medical License, it shall be under terms of probation to be determined at the time of reinstatement.

DATED this 28 day of May, 2010.



GERALD C. ZUMWALT, MD, SECRETARY
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

CERTIFICATE OF MAILING

I certify that on the 1st day of June, 2010, I mailed a true and correct copy of the Voluntary Submittal to Jurisdiction to Linda Scoggins at 201 Robert S. Kerr Avenue, Ste. 710, Oklahoma City, OK 73112, and Paul Christopher Francel at 3404 Gregory Road Peidmont, OK 73078.



Janet Swindle, Secretary