

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

FILED

SEP 24 2008

IN THE MATTER OF)
THE APPLICATION OF)

CHARLES RAY PHELPS, M.D.)

FOR TERMINATION OF)
PROBATION FOR)
LICENSE NO. 20149)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 03-07-2686

ORDER TERMINATING PROBATION

This matter came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on September 18, 2008, 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, Charles Ray Phelps, M.D., holding Oklahoma medical license no. 20149, 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. Phelps currently holds medical license no. 20149 under a five (5) year term of probation that commenced on or around November 20, 2003. Dr. Phelps has not practiced in Oklahoma during a portion of this probation, thereby tolling it.
3. Dr. Phelps has requested that his probation be terminated since he has been on probation in Texas and has been monitored continuously by the Texas State Board of Medical Examiners for the past five (5) years.
4. Tom Sosbee, Compliance and Education Coordinator for the Board, testified that the Board staff did not object to the requested early termination of probation.

5. Dr. Phelps has complied to date in all respects with the terms of probation, and the purposes of the probationary period have been accomplished. Dr. Phelps has presented sufficient evidence to support the requested early termination.

CONCLUSIONS OF LAW


1. The Board has jurisdiction to hear this matter pursuant to 59 O. S. § 480 *et seq.*
2. Dr. Phelps has presented satisfactory evidence to justify termination of the remainder of his probationary period. The purposes of the probationary period have been accomplished by Dr. Phelps' compliance with the probationary terms. No useful purpose would be gained by having Dr. Phelps serve the remainder of his probationary term.

ORDER

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

1. Dr. Phelps' application to terminate probation is **GRANTED** and his probationary period is terminated effective September 18, 2008.
2. A copy of this written order should be sent to Dr. Phelps as soon as it is processed.

Dated this 24 day of September, 2008.



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

Certificate of Service

On the 25 day of September, 2008, a true and correct copy of this order was mailed, postage prepaid, to Charles R. Phelps, II, 4303 W. Sierra Dr., Denison, TX 75020.



Janet Swindle