

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

FILED

JAN 25 2007

STATE OF OKLAHOMA)
EX REL. THE OKLAHOMA BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)
)
v.)
)
BILLY CONN BEETS, M.D.,)
MEDICAL LICENSE NO. 21208,)
)
Defendant.)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 05-08-2991

**ORDER DENYING DEFENDANT'S REQUEST FOR
IMMEDIATE REINSTATEMENT AND ORDER
GRANTING BOARD SECRETARY THE AUTHORITY
TO CONDITIONALLY REINSTATE DEFENDANT
UNDER CERTAIN CONDITIONS**

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision on January 18, 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.

Defendant, Billy Conn Beets, M.D., appeared in person and through counsel, Daniel Gamino. Elizabeth A. Scott, Assistant Attorney General, appeared on behalf of the State of Oklahoma.

The Board *en banc* heard arguments of counsel, reviewed the pleadings, 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 November 3, 2006, after notice and hearing, the Board suspended Defendant's license indefinitely until he completed an evaluation as to his competency and his ability to practice safely at a facility approved in advance by the Board Secretary and provided a copy of the evaluation to the Board Secretary, at which time he could appear before the Board to seek reinstatement of his license.

3. Pursuant to the Final Order of Suspension, Defendant completed an evaluation at CPEP on December 13-14, 2006.

4. At the time of the January 18, 2007 Board meeting, Defendant had not received a written report of his evaluation.

5. At the January 18, 2007 Board meeting, Defendant requested that his license be immediately reinstated to allow him to work solely at the Eufaula Indian Health Center in Eufaula, Oklahoma. Alternatively, Defendant requested that upon the Board Secretary's receipt of his written report from CPEP, that the Board Secretary be given the authority by the Board to reinstate his license if the Board Secretary finds that the CPEP report is satisfactory.

CONCLUSIONS OF LAW

1. The Board has jurisdiction to hear this matter pursuant to 59 O. S. § 481 *et seq.*
2. Defendant fails to meet the requirements for immediate reinstatement of his suspended license pursuant to 59 O.S. §506 and OAC 435:5-1-6.
3. Upon receipt by the Board Secretary of a satisfactory report from CPEP, the Board Secretary is given the authority to conditionally reinstate Defendant's license prior to the next regularly scheduled Board meeting, on the conditions that the Defendant work only at the Eufaula Indian Health Center in Eufaula, Oklahoma, and that the Board Secretary's granting of a conditional license does not guarantee licensure by the Board at the Board meeting.

ORDER

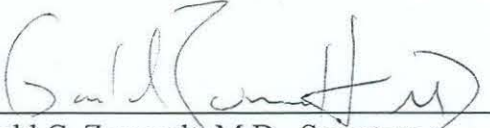
IT IS THEREFORE ORDERED by the Board of Medical Licensure and Supervision as follows:

1. The Defendant's motion for immediate reinstatement of his license is **DENIED**.
2. The Defendant's motion for conditional reinstatement of his license is **GRANTED**, in that the Board Secretary is given the authority to conditionally reinstate

Defendant's license prior to the next regularly scheduled Board meeting, on the conditions that the Defendant work only at the Eufaula Indian Health Center in Eufaula, Oklahoma, and that the Board Secretary's granting of a conditional license does not guarantee licensure by the Board at the Board meeting.

3. A copy of this written order shall be sent to Defendant as soon as it is processed.

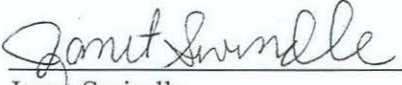
Dated this 25 day of January, 2007.



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

Certificate of Service

On the 25 day of January, 2007, a true and correct copy of this order was mailed, postage prepaid, to Daniel Gamino, 3315 N.W. 63rd Street, Oklahoma City, OK 73116 and to Billy Conn Beets, 1300 N.W. 156th Terrace, Edmond, OK 73013.



Janet Swindle