

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

BILLY CONN BEETS

FOR REINSTATEMENT OF
MEDICAL LICENSE NO. 21208

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OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 05-08-2991

**ORDER DENYING REINSTATEMENT OF
MEDICAL LICENSE**

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision on May 17, 2007, at the Board office, 5104 North Francis, Suite C, Oklahoma City, Oklahoma 73118, pursuant to notice given as required by law and rules of the Board.

Billy Conn Beets, Applicant, appeared in person and through counsel, Daniel Gamino.

Elizabeth A. Scott, Assistant Attorney General, appeared on behalf of the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision.

The Board *en banc* reviewed the exhibits presented, and being fully apprised of the premises, entered the following Findings of Fact, Conclusions of Law, and Orders:

FINDINGS OF FACT

1. Applicant previously held Oklahoma Medical License No. 21208.
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. The Board denied Defendant's request that his license be immediately reinstated and granted his request to give the Board Secretary the authority to conditionally reinstate his license under certain limited circumstances until the March 22, 2007 Board meeting.

6. On February 16, 2007, upon review of the CPEP report, the Board Secretary conditionally reinstated Defendant's license under certain limited circumstances until March 22, 2007.

7. At the March 22, 2007 Board meeting, Defendant provided the CPEP report to the Board and requested reinstatement of his license. The Board tabled Defendant's request for reinstatement of his license at that time, but granted the Board Secretary the authority to conditionally reinstate his license until the next regularly scheduled Board meeting upon receipt and approval by the Board Secretary of a proposed practice plan with a preceptor.

8. On April 20, 2007, upon review of his proposed practice plan with a preceptor, the Board Secretary conditionally reinstated Defendant's license under certain limited circumstances until May 17, 2007.

9. Applicant has applied for reinstatement of his license.

10. 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.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over the subject matter herein pursuant to 59 O.S. §480 et seq.

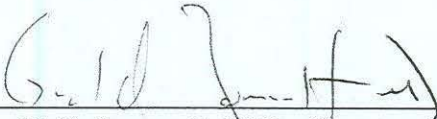
2. The Applicant has failed to sustain his burden of proof that he has met all requirements for reinstatement of his medical license at this time, including the requirement that he demonstrate the ability to practice medicine and surgery safely and competently.

ORDER

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

1. Applicant's request for reinstatement of his medical license shall be **DENIED**.
2. A copy of this written order shall be sent to Applicant as soon as it is processed.

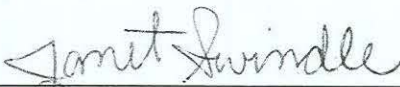
Dated this 31 day of May, 2007.



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 the Applicant, 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