

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

STATE OF OKLAHOMA, *ex rel.*)
OKLAHOMA STATE BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)
)
v.)
)
DARNELL ERIC BLACKMON, SR., M.D.,)
LICENSE NO. MD 22856,)
)
Defendant.)

FILED

FEB 13 2017

**OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION**

Case No. 14-06-4978

RECORD ENTRY REGARDING
DEFENDANT'S MOTION TO TERMINATE ORDER

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision ("Board") on January 12, 2017, at the office of the Board, 101 N.E. 51st Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and the rules of the Board.

Darnell Eric Blackmon, Sr., M.D., ("Defendant") appeared in person and through counsel Susan Jordan with Gable Gotwals.

Joseph L. Ashbaker, Assistant Attorney General, appeared on behalf of the State of Oklahoma ("State").

Defendant holds Oklahoma medical license no. 22856.

At the September 24, 2015 Board meeting Defendant offered and the Board accepted a Voluntary Submittal to Jurisdiction ("VSJ"). An Order Accepting Voluntary Submittal to Jurisdiction was filed on September 24, 2015.

On October 13, 2015, Attorney General Opinion No. 2015-34A was issued approving the Board's acceptance of the VSJ. The opinion was filed on October 15, 2015.

On December 19, 2016, Defendant filed a Motion to Terminate Order Accepting Voluntary Submittal to Jurisdiction.

Plaintiff filed a Response Opposing the Motion to Terminate on January 6, 2017.

The Board has jurisdiction over the subject matter and is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians, surgeons and other allied health professionals in the State of Oklahoma. 59 O.S. 2011, § 480 *et seq.*

Notice was given as required by law and the rules of the Board. 59 O.S. 2011, § 504 and Okla. Admin. Code § 435:3-3-5 and 3-3-6.

The Board is authorized to suspend, revoke or order any appropriate sanctions against the license of any physician or surgeon holding a license to practice medicine in the State of Oklahoma for unprofessional conduct. 59 O.S. 2011, § 503. This authority is *quasi-judicial* 59 O.S. 2011, § 513(A)(1). Disciplinary actions here are authorized by 59 O.S. 2011, §§ 503, 59 O.S. 2011, 505; Okla. Admin Code § 435:5-1-5, 435:5-1-6(e), 435:1-1-3(d).

A motion was made to grant the Motion to Terminate, which was seconded. A vote of the matter by the Board ended in a split of four to four (4 to 4).

Therefore, no action was taken upon the Motion.

Dated this 13th day of February, 2017.



Billy H. Stout, M.D., Board Secretary
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Certificate of Service

This is to certify that on the 13th day of February, 2017, a true and correct copy of the foregoing instrument was transmitted by U.S. first class mail, postage prepaid, to the following:

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