

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. )  
 )  
ABOLGHASEM REZAEI, M.D., )  
LICENSE NO. MD 23655, )  
 )  
Defendant. )

**FILED**

OCT 23 2019

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 09-12-3897

**ORDER OF CONTINUANCE**  
**WITH NOTICE OF HEARING**

The undersigned Secretary for the Oklahoma State Board of Medical Licensure and Supervision ("Board"), in consideration of the Unopposed Motion for Continuance and Extension of Deadlines, filed by Defendant on October 15, 2019, enters the following orders:

1. On April 30, 2019, a Complaint ("2019 Complaint") and Citation were each filed. Hearing was set for November 7, 2019.
2. A Verified Answer was filed on May 22, 2019, by Dick Tannery as counsel for Defendant.
3. Entry of Appearance, of Rachel C. Mathis of Aston, Mathis, Campbell, PLLC, was filed on October 9, 2019.
4. Ms. Rachel Mathis filed an Unopposed Motion for Continuance and Extension of Deadlines ("2019 Motion for Continuance") on October 15, 2019.
5. For good cause shown the 2019 Motion for Continuance is **GRANTED**.
6. Premises considered and for good cause shown, the 2019 Complaint, filed April 30, 2019, is rescheduled for hearing at the meeting of the Board on January 16, 2020. All deadlines are reset to the Scheduling Order established for the January 16, 2020 Board meeting, attached hereto as **Exhibit 1**.
7. Please take notice that this matter will be reviewed by the Board at the January 16, 2020 meeting of the Board, which will begin at 9:00 a.m. The meeting will take place at the office of the Board, 101 N.E. 51<sup>st</sup> Street, Oklahoma City, Oklahoma 73105-1821.

Dated this 23<sup>rd</sup> day of October, 2019.



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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 24<sup>th</sup> day of October, 2019, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

U.S. First Class Mail

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\_\_\_\_\_  
Nancy Thiemann, Legal Assistant

# **EXHIBIT 1**

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

FILED

MAY 28 2019

SCHEDULING ORDER – JANUARY 2020

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

This Scheduling Order is issued pursuant to Okla. Admin. Code § 435:3-3-7. Alteration of this Scheduling Order shall only be approved upon written motion for good cause shown, to the Board Secretary or Trial Examiner.

1.	File dispositive motions	<b>December 5, 2019</b>
2.	Exchange final witness and exhibit lists	<b>December 12, 2019</b>
3.	Discovery completed/answered	<b>December 26, 2019</b>
4.	Pre-trial conference (as needed, to review contested items)	earlier or by: <b>December 26, 2019</b>
5.	File Motion for Continuance	<b>January 9, 2020</b>
6.	<b>Board Hearing</b>	<b>January 16, 2020</b>

- **Answer** – Defendant shall file a written answer under oath, to the complaint, within 20 days after service of the citation. If the answer is not filed, the defendant shall be considered in default. 59 O.S. § 503; 12 O.S. § 2012, Okla. Admin. Code § 435:3-3-8 *et seq.* Failure to file an answer may subject defendant to default judgment.
- **Discovery** - The failure of a party to have sufficient time to exercise any discovery mechanism on account of a lack of time shall not of itself constitute good cause for the granting of a continuance. Okla. Admin. Code § 435:3-3-9.
- **Settlement** – Unless precluded by law, informal disposition may be made of any individual proceeding by stipulation, agreed settlement, consent order, or default. 75 O.S. § 309(E). The Board may accept a Voluntary Submittal to Jurisdiction (VSJ) entered into by staff and defendant; and, VSJ's shall be the responsibility of the Secretary of the Board or Executive Director in his/her absence. Okla. Admin. Code § 435:5-1-5-1. The Board may accept Surrender in Lieu of Prosecution (SILOP) in lieu of prosecuting a pending disciplinary action or filing formal disciplinary proceedings only as provided in this section. 59 O.S. § 509.1(E), *et seq.*
- **Continuance** – Continuance requests shall be filed at the offices of the Board. The Secretary of the Board, or the Trial Examiner at the pre-trial conference, may receive and rule on motions for continuance filed prior to seven (7) days before the hearing date. If the continuance is denied, the party may renew the request and move for a continuance at the hearing. Okla. Admin. Code § 435:3-3-7(c).



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