

MEMORANDUM OF UNDERSTANDING

WHEREAS Medhat Michael, M.D., is set for trial before the Oklahoma State Board of Medical Licensure and Supervision commencing December 20-21, 2012, before the Board's Trial Examiner and on February 8, 2013, before the Board; and

WHEREAS Medhat Michael, M.D., has criminal charges pending against him which involve witnesses and issues which might also be involved in the Board hearing; and

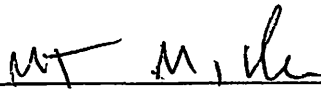
WHEREAS Medhat Michael, M.D., has great concern that should the Board hearing be held prior to the criminal trial it could prejudice his ability to have a fair trial on the criminal charges.

ACCORDINGLY, in exchange for the Board striking its current trial setting above-referenced and continuing the trial to a date to be set following disposition of the pending criminal charges, Dr. Michael agrees as follows:

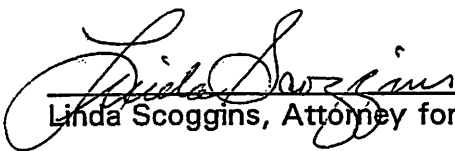
1. Dr. Michael agrees to stop the practice of medicine to any extent whatsoever effective December 20, 2012. He will not practice medicine in any form, by supervision, indirect or direct action, until authorized to do so in writing by the Board. It is understood that authorization shall not occur, if at all, until after disposition of Dr. Michael's complaint currently pending before the Board, Case No. 11-11-4441.
2. To be clear, Dr. Michael agrees not to practice medicine, see patients or supervise any nurse, physician assistant, physician or any other type of health care provider during the pendency of this agreement.
3. Dr. Michael understands that in the event he wins his criminal case it does not preclude or decide to any extent whatsoever the charges against him before the Board in Case No. 11-11-4441. He understands that winning a criminal case where the state's burden of proof is beyond a reasonable doubt does not preclude the state attempting proof by clear and convincing evidence in the proceedings before the licensure board even though the same witnesses and issues might be involved. He will not argue otherwise in any Board proceeding.
4. Contrariwise, Dr. Michael understands that if he loses the criminal trial or pleads guilty to the charges against him that that determination can adversely influence the outcome of the allegations asserted in the complaint before this Board in Case No. 11-11-4441.

In signing this Memorandum of Understanding, Dr. Michael states that he fully understands it and that he signs with advice and consent of counsel. He acknowledges that any violation of this agreement to any extent whatsoever will be deemed a violation of the Professional Practice Act and subject him to additional charges and punishment.

Dated this 17 day of December, 2012.

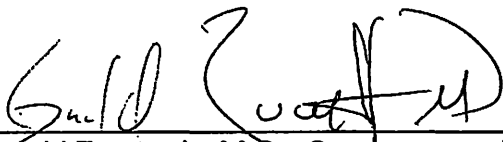


Medhat Michael, M.D.

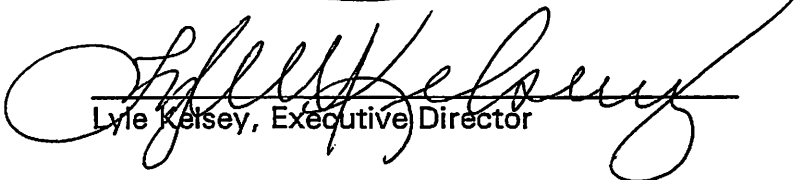


Linda Scoggins, Attorney for Dr. Michael

Approved as to content.



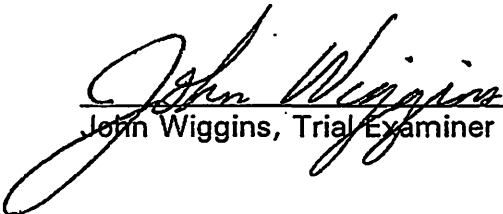
Gerald Zumwalt, M.D., Secretary to the Board



Lyle Kelsey, Executive Director



Randy Sullivan, Prosecuting Attorney



John Wiggins, Trial Examiner