

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.)
)
SCOTT PARKHURST TURNER, M.D.,)
LICENSE NO. MD 23840,)
)
Defendant.)

FILED
NOV 06 2019
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION


Case No. 18-05-5607

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 requested continuance of the parties, enters the following orders:

1. On June 18, 2019, a Verified Complaint (“2019 Complaint”) and Citation were each filed. Hearing was set for November 7, 2019.
2. On September 11, 2019, an Answer to Verified Complaint was filed by Elizabeth ‘Libby’ Scott of Crowe & Dunlevy, P.C.
3. The parties are negotiating an agreement, and therefore are requesting a continuance of hearing on the 2019 Complaint to the January 16, 2020 meeting of the Board.
4. The Board finds that the ends of justice served by granting of such continuance outweigh the best interest of the public and the Defendant in a speedy hearing, and for good cause shown the requested motion for continuance is **GRANTED**.
5. Premises considered and for good cause shown, the 2019 Complaint, filed June 18, 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**.
6. 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. 51st Street, Oklahoma City, Oklahoma 73105-1821.

Dated this 6th day of November, 2019.



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

Certificate of Service

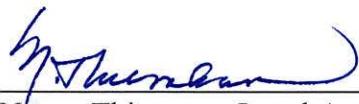
This is to certify that on the 6th day of November, 2019, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

U.S. First Class Mail

Elizabeth A. Scott
CROWE & DUNLEVY, P.C.
Braniff Building
324 N. Robinson, Suite 100
Oklahoma City, Oklahoma 73102
elizabeth.scott@crowedunlevy.com
Attorney for Defendant,
Scott Parkhurst Turner, M.D.

E-Mail

Cathy S. Adams, Assistant Attorney General
STATE OF OK, OFFICE OF ATTORNEY GENERAL
313 N.E. 21st Street
Oklahoma City, Oklahoma 73105
(405) 522-3921
cathy.adams@oag.ok.gov
Attorney for Plaintiff,
Oklahoma State Board of Medical
Licensure and Supervision



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

- **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