

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

**FILED**

DEC 16 2019

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

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. )

Case No. 18-05-5607

**SECOND 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 Board approved one prior continuance of hearing on the 2019 Complaint for the parties to complete negotiations, resetting the hearing to the January 16, 2020 meeting of the Board. An Order of Continuance was filed November 6, 2019.
4. The parties hereby request continuance of hearing on the 2019 Complaint to the March 5, 2020 meeting of the Board, while awaiting assessment results.
5. 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**.
6. 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 March 5, 2020. All deadlines are reset to the Scheduling Order established for the March 5, 2020 Board meeting, attached hereto as **Exhibit 1**.

7. Please take notice that the 2019 Complaint will be heard by the Board at the March 5, 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 16<sup>th</sup> day of December, 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 16<sup>th</sup> day of December, 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  
(405) 235-7700  
(405) 239-6651 Facsimile  
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. 21<sup>st</sup> Street  
Oklahoma City, Oklahoma 73105  
(405) 521-3921  
(405) 521-6246 facsimile  
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


OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

**SCHEDULING ORDER – MARCH 2020**

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>January 23, 2020</b>
2.	Exchange final witness and exhibit lists	<b>January 30, 2020</b>
3.	Discovery completed/answered	<b>February 13, 2020</b>
4.	Pre-trial conference (as needed, to review contested items)	<u>earlier or by:</u> <b>February 13, 2020</b>
5.	File Motion for Continuance	<b>February 27, 2020</b>
6.	<b>Board Hearing</b>	<b>March 5, 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).

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