

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

FILED

FEB - 6 2023

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.*)
OKLAHOMA STATE BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)
)
v.)
)
EDWARD GERARD MELTON, M.D.,)
LICENSE NO. MD 24098,)
)
Defendant.)

Case No. 21-09-6046

**ORDER ON MOTION FOR ORDER NUNC PRO TUNC, OR IN THE ALTERNATIVE,
MOTION FOR RECONSIDERATION OF AGENCY DECISION**

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision (“Board”) on January 19, 2023, 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.

Joseph L. Ashbaker, Assistant Attorney General (“AAG Ashbaker”), appeared for Plaintiff. Defendant, Edward Gerard Melton (“Defendant”), appeared by and through his attorneys Susan I. Jordan and Andrew J. Hofland with the law firm of Gable Gotwals. .

Before the Board was Defendant’s Motion for Order Nunc Pro Tunc, or in the alternative, Motion for Reconsideration of Agency Decision. The Board, having considered representations of counsel and reviewing the exhibits admitted into evidence and being fully apprised of the premises, finds the following has been established by clear and convincing evidence.

FINDINGS OF FACT

1. In Oklahoma, Defendant holds medical license 24098.
2. On Verified Complaint was filed on December 7, 2021.
3. On November 17, 2022, the Verified Complaint came for hearing before the Board and the Board entered its Order.
4. On January 17, 2023, Defendant filed a Motion for Order Nunc Pro Tunc, or in the alternative, Motion for Reconsideration of Agency Decision.

5. Any conclusion of law below which is more properly characterized as a finding of fact is hereby incorporated as a finding of fact.

CONCLUSIONS OF LAW

6. 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 and surgeons in the State of Oklahoma. 59 O.S. § 480 *et seq.* and Okla. Admin. Code §§ 435:5-1-1 *et seq.*
7. Notice was provided as required by law and the rules of the Board. 75 O.S. § 309; 59 O.S.
8. Any finding of fact above which is more properly characterized as a conclusion of law is hereby incorporated as a conclusion of law.

ORDER

IT IS THEREFORE ORDERED by the Oklahoma State Board of Medical Licensure and Supervision as follows:

1. Defendant's Motion for Order Nunc Pro Tunc is **DENIED**.
2. Defendant's Motion for Reconsideration of Agency Decision is **DENIED**.
3. A copy of this Order shall be provided to Defendant as soon as it is processed.

Dated this 6th day of ^{February}~~January~~, 2023~~2~~.



Steven Katsis (Jan 26, 2023 60:23 CST)

Steven Katsis, MD, Vice-President
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Certificate of Service

This is to certify that on the 6th day of February, 2023, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

U.S. Certified Mail

Edward Gerard Melton, MD
9220 E. 76th Pl.
Tulsa, OK 74133

Defendant

Susan I. Jordan, OBA No. 21928
Andrew J. Hofland, OBA No. 33396
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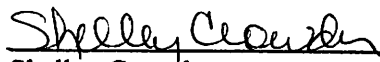
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***Attorney for Plaintiff,
Oklahoma State Board of Medical
Licensure and Supervision***



Shelley Crowder