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

FILED

JUL 1 3 2005

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OKLAHOMA STATE BOARD OF MEDICAL LICENSURE & SUPERVISION
)) Case No. 01-02-2312)
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IN THE MATTER OF THE

ORDER MODIFYING PROBATION

This matter came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on June 24, 2005, at the Board office, 5104 N. Francis, Suite C. Oklahoma City, Oklahoma, pursuant to notice given as required by law and rules of the Board.

Applicant, Joel Christopher Nunley, M.D., holding Oklahoma medical license no. 24183. appeared in person without counsel, thereby waiving his right to legal representation.

The Board sitting en banc after hearing testimony, reviewing the request and other materials presented, and being fully apprised of the premises, made the following Findings of Fact, Conclusions of Law and Orders:

FINDINGS OF FACT

1. The Board en banc has jurisdiction over the subject matter herein, and notice has been given in all respects as required by law and the rules of the Board.

2. Dr. Nunley currently holds medical license no. 24183 under an indefinite term of probation that commenced May 8, 2003.

3. On June 24, 2005, Dr. Nunley requested that the terms of his probation be modified to allow him to work at locations outside of his residency program at the University of Oklahoma Family Medicine Residency in Tulsa, Oklahoma.

4 Dr. Nunley presented sufficient evidence to support the requested modification.

CONCLUSIONS OF LAW

1 The Board has jurisdiction to hear this matter pursuant to 59 O. S. § 480 *et seq.*

2. Dr. Nunley has presented satisfactory evidence to justify allowing him to work at locations outside of his residency program at the University of Oklahoma Family Medicine Residency in Tulsa, Oklahoma.

ORDER

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

Dr. Nunley's application to modify the terms of his probation is **GRANTED**.

2. Dr. Nunley's probation shall continue under the terms and conditions set forth in the May 8, 2003 Order, with the exception that Dr. Nunley be allowed to work at locations outside of his residency program at the University of Oklahoma Family Medicine Residency in Tulsa, Oklahoma.

3. Failure to meet any of the terms of this Order will be grounds for the Board to initiate proceedings to suspend or revoke Dr. Nunley's medical license, after additional notice and hearing as required by law.

4. A copy of this written order should be sent to Dr. Nunley as soon as it is processed

Dated this /3 day of July, 2005.

Gerald C. Zumwalt, M.D., Secretary Oklahoma State Board of Medical Licensure and Supervision

Certificate of Service

On the <u>13</u> day of July, 2005, a true and correct copy of this order was mailed, postage prepaid, to Joel Nunley, 4440 E. 68th Street, Unit 385, Tulsa, OK 74136.

Jomet Swindle

Janet Swindle