

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

FILED

STATE OF OKLAHOMA)
EX. REL THE OKLAHOMA BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)

MAY 15 2013

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff,)

Case No: 12-01-4464

vs.)

ARDESHIR FAGHIH NIA, M.D.)
LICENSE NO. 24784)

ORIGINAL

Defendant.)

MOTION FOR CONTINUANCE

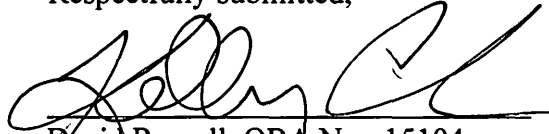
COMES NOW, Ardeshir Faghieh Nia, M.D. ("Dr. Nia") by and through his counsel of record David A. Russell and Kelly C. Comarda of the law firm of Rodolf and Todd and requests that this matter, currently scheduled for hearing on May 16, 2013, be continued until at least July 11, 2013. In support of our Motion, we offer the following facts:

- 1) Defense counsel was just hired to represent Dr. Nia on Wednesday, May 8, 2013.
- 2) Defense counsel has conflicts on May 16, 2013 that have been scheduled for some time.
- 3) Defense counsel needs time to conduct discovery, which has been sent to the Board along with this Motion. Defense counsel will need time to analyze the materials provided in discovery, speak to witnesses, and prepare a defense on

behalf of Dr. Nia. This cannot be accomplished prior to the next regularly scheduled board meeting.

- 4) Defense counsel also needs time to meet with Dr. Nia to discuss these allegations and to have him assist in his own defense.

Respectfully submitted,



David Russell, OBA No. 15104

Kelly C. Comarda, OBA No. 22528

RODOLF & TODD

2000 Mid-Continent Tower

401 South Boston Avenue

Tulsa, Oklahoma 74103

(918) 295-2100

(918) 295-7800 (fax)

Attorneys for Ardeshir Faghih Nia, M.D.

CERTIFICATE OF MAILING

I hereby certify that on this 13th day of May, 2013, a true and correct copy of the above and foregoing was served postage prepaid, via United States Mail, and/or facsimile, to:

Scott Randall Sullivan
Assistant Attorney General
State of Oklahoma
101 N.E. 51st Street
Oklahoma City, OK 73105

*Attorney for the State of Oklahoma ex rel.
Oklahoma State Board of Medical
Licensure and Supervision*

Gerald Zumwalt, M.D.
Secretary, Oklahoma State Board of
Medical Licensure and Supervision
101 N.E. 51st Street
Oklahoma City, OK 73105

Handwritten signature: Kelly C