

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

STATE OF OKLAHOMA, *ex. rel.*,)
 THE OKLAHOMA STATE BOARD)
 OF MEDICAL LICENSURE)
 AND SUPERVISION,)
)
 Plaintiff,)
)
 v.)
)
 PATRICK HENRY HORN, M.D.)
 LICENSE NO. 26389,)
)
 Defendant.)

FILED

JUN 11 2015

Case No. 12-11-4630
 OKLAHOMA STATE BOARD OF
 MEDICAL LICENSURE & SUPERVISION

AMENDED ORDER MODIFYING PROBATION

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision (the "Board") on May 14, 2015, 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.

Gary Ricks, Compliance Coordinator, appeared on behalf of the State. Defendant, Patrick Henry Horn, M.D., holding Oklahoma medical license no. 26389, appeared in person. Dr. Robert Westcott, Medical Director at the Oklahoma Health Professionals Program, Inc. (OHPP), appeared in support of Defendant.

The Board *en banc* after hearing arguments of counsel, reviewing the request and being fully advised in the premises, and for good cause shown, finds and orders as follows:

Findings of Fact

1. Defendant, Patrick Henry Horn, M.D. currently holds medical license no. 26389.
2. On November 1, 2012, Defendant executed an Agreement Not to Practice with the Board.
3. Defendant Patrick Horn, M.D. is currently practicing under terms of an Order Accepting Voluntary Submittal to Jurisdiction including a five (5) year PROBATION that commenced on May 16, 2013.
4. On May 14, 2015, Dr. Horn requested that the terms of his probation be modified to allow him to prescribe Schedule II stimulants to children under the age of 18 with

Attention Deficit Hyperactivity Disorder (“ADHD”). Dr. Horn further requested the requirement for counseling be eliminated.

5. Dr. Horn presented sufficient evidence, and good cause, to support the requested modification to the terms of his probation to allow him to prescribe Schedule II stimulants to children under the age of 18 with ADHD and eliminate the requirement for counseling.

Conclusions of Law

1. The Board 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 pursuant to Title 59 Okla. Stat. § 480 *et seq.* Notice was given in all respects in accordance with law and the rules of the Board.
2. The Board therefore has jurisdiction and authority over the Defendant and subject matter herein pursuant to the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (the “Act”) and its applicable regulations. The Board is authorized to enforce the Act as necessary to protect the public health, safety and welfare. Tit. 59 O.S. § 480 *et seq.*
3. Dr. Horn presented sufficient evidence and good cause to support the requested modification of probation to allow him to prescribe Schedule II stimulants to children under the age of 18 with ADHD and eliminate the requirement for counseling.

Orders

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

1. Dr. Horn’s application to modify the terms of his probation is **GRANTED**, allowing him to prescribe Schedule II stimulants to children under the age of 18 with Attention Deficit Hyperactivity Disorder and the requirement for counseling is eliminated.
2. All other terms of Defendant’s probation shall remain unchanged and in full force and effect.
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. Horn’s medical license, after additional notice and hearing as required by law.
4. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law.
5. A copy of this written order should be sent to Defendant as soon as it is processed.

Dated this 11th day of June, 2015.



Billy H. Stout, M.D., Board Secretary
Oklahoma State Board of Medical
Licensure and Supervision

Certificate of Mailing

This is to certify that on the 11th day of June, 2015, a true and correct copy of this order was sent by U.S. first-class mail, postage prepaid, to:

Dr. Patrick Henry Horn, M.D.
5001 N.W. 163rd Street
Edmond, Oklahoma 73013



Nancy Thiemann, Legal Secretary