

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

STATE OF OKLAHOMA, *ex rel.* )  
OKLAHOMA STATE BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
WILSON BERNALES, M.D., )  
LICENSE NO. MD 30971, )  
 )  
Defendant. )

**FILED**  
DEC 18 2020  
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 19-09-5808

**ORDER OF CONTINUANCE  
WITH NOTICE OF HEARING**

The undersigned Secretary for the Oklahoma State Board of Medical Licensure and Supervision (“Board”), in consideration of an agreement of the parties, enters the following orders:

1. In Oklahoma, Defendant holds medical license no. 30971, originally issued May 14, 2015.
2. On December 11, 2019 Defendant agreed not to practice.
3. On November 2, 2020, a Verified Complaint (“2020 Complaint”) and Citation were each filed. Hearing was set for January 21, 2021.
4. To date, Defendant has not been served with the 2020 Complaint and Citation.
5. This request for continuance is not being made for purposes of delay, but rather due to lack of service, making a continuance reasonable and in the interest of justice.
6. 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 continuance is **GRANTED**.
7. Premises considered and for good cause shown, the 2020 Complaint, filed November 2, 2020 is rescheduled for hearing at the meeting of the Board on March 11, 2021. All deadlines are reset to the Scheduling Order for the March 11, 2021 Board meeting, attached hereto as **Exhibit 1**.

8. Please take notice that the 2020 Complaint will be heard by the Board at the March 11, 2021 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 18<sup>th</sup> day of December, 2020.



---

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 18<sup>th</sup> day of December, 2020, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

U.S. Certified Mail

Wilson Bernales  
P.O. Box 665  
Bentonville, Arkansas 72712

***Defendant, pro se***

U.S. Certified Mail

Wilson Bernales, M.D.  
Red Rock Medical Group  
5701 W. Charleston Blvd., Suite 100  
Las Vegas, Nevada 89146

***Defendant, pro se***

E-Mail

Amanda R. Everett, AAG  
STATE OF OKLAHOMA  
OFFICE OF ATTORNEY GENERAL  
313 N.E. 21<sup>st</sup> Street  
Oklahoma City, Oklahoma 73105  
(405) 521-3921  
(405) 521-6246 facsimile  
amanda.everett@oag.ok.gov

***Attorney for Plaintiff,  
Oklahoma State Board of Medical  
Licensure and Supervision***



---

Nancy Thiemann, Legal Assistant

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

STATE OF OKLAHOMA, *ex rel.* )  
 OKLAHOMA STATE BOARD )  
 OF MEDICAL LICENSURE )  
 AND SUPERVISION, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 WILSON BERNALES, M.D., )  
 LICENSE NO. MD 30971, )  
 )  
 Defendant. )

**FILED**

DEC 18 2020

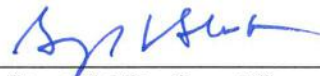
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 19-09-5808

**SCHEDULING ORDER – MARCH 11, 2021**

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 28, 2021</b>
2.	File and exchange final witness and exhibit lists	<b>February 4, 2021</b>
3.	Discovery completed/answered	<b>February 18, 2021</b>
4.	Pre-trial conference (as needed, to review contested items)	<u>earlier or by:</u> <b>February 18, 2021</b>
5.	File Motion for Continuance	<b>March 4, 2021</b>
6.	<b>Board Hearing</b>	<b>March 11, 2021</b>



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



- **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.
- **Final Witness Lists** - Final Witness Lists shall include witness contact information, including address and telephone number, as well as a brief summary of anticipated testimony.
- **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.
- **Motions prior to hearing – Okla. Admin. Code § 435:3-3-10(a-b).**
  - (a) Motions in regard to any matter as set forth on 435:3-3-13 shall be filed with the Trial Examiner at the offices of the Board. The Trial Examiner is authorized to schedule oral argument on such motions or may accept written argument only. The Order of the Trial Examiner shall be in writing and shall be appealable to the Board prior to the hearing. The Trial Examiner shall not have authority to dismiss a case or limit what matters are heard by the Board.
  - (b) Motions shall be heard and/or ruled upon by the Trial Examiner at the scheduled pretrial conference.
- **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).
- **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.*