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

| IN THE MATTER OF THE |) | |
|----------------------------|---|--|
| TERMINATION OF |) | Lance Const. |
| AGREEMENT FOR LICENSURE |) | JUL 0 6 2017 |
| OF, |) | |
| |) | OKLAHOMA STATE BOARD OF OK License No. 32425 NSURE & SUPERVISION |
| ESTHER MARIE PAPP, M.D., |) | OK License No. 32429 NSURE & SUPERVISION |
| OKLAHOMA LICENSE MD 32429. |) | |

ORDER TERMINATING AGREEMENT FOR LICENSURE

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision ("Board") on June 22, 2017, at the office of the Board, 101 N.E. 51st Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and rules of the Board.

Marie Esther Papp, M.D. ("Dr. Papp"), appeared in person, *pro se*. Gary Ricks, Compliance Coordinator, appeared on behalf of the Board.

The Board, having considered testimony presented and being fully apprised of the premises, makes the following findings of fact, conclusions of law and orders:

Findings of Fact

- 1. Defendant received an Oklahoma medical training license no. 32429, effective August 1, 2016 through August 1, 2017. Dr. Papp holds a full Oklahoma medical license, issued July 1, 2017.
- 2. Dr. Papp entered into a non-disciplinary Agreement for Licensure ("2016 Agreement"), effective August 1, 2016, for her work at 'In His Image' under her training license, and in response to questions raised during the application for licensure process concerning her fitness or ability to practice with reasonable skill and safety as a result of resigning from her emergency medicine residency at George Washington University in the District of Columbia in August 2014, and voluntarily surrendering her training license to the District of Columbia Medical Board in January 2015. Attorney General Opinion 2016-448a, dated August 1, 2016 was issued in support of the 2016 Agreement.
- 3. On or about the last day of May, 2017, the Board Secretary reviewed Dr. Papp's good performance under the 2016 Agreement and determined that it should be terminated, and a full Oklahoma medical license issued.
- 4. At the June 22, 2017 Board meeting, Mr. Gary Ricks favorably reviewed Dr. Papp's performance during her tenure under the 2016 Agreement and recommended that it be terminated effective immediately. Clay Powell, Associate Residency Director, with 'In His Image' testified in support of Dr. Papp.

Conclusions of Law

- 5. 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. 2011, § 480 *et seq.* and Okla. Admin. Code §§ 435:5-1-1 *et seq.*, 435:10-4-2.
- 6. The Board has the authority to terminate the terms of an Agreement entered into between the Board and the Applicant. 59 O.S. 2011, §§ 492.1, 493.3(C)(2) and Okla. Admin. Code § 435:10-4-11(b)(5). Agreements are **not** considered by the Board to be a disciplinary action. Okla. Admin. Code § 435:10-4-11(b)(6).
- 7. The Board concluded that Dr. Papp's 2016 Agreement should be terminated.

Order

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

- 1. The **2016 AGREEMENT FOR LICENSURE IS TERMINATED** for **ESTHER MARIE PAPP, M.D.**, effective June 22, 2017.
- 2. A copy of this Order shall be provided to Dr. Papp as soon as it is processed.

Dated this 6¹² day of July, 2017.

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 day of July, 2017, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to:

U.S. Certified Mail

Dr. Esther Marie Papp, M.D. 240 W. 18th Street, Apt. 301 Tulsa, Oklahoma 74119-5040

Nancy Thiemann, Legal Assistant