

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

**FILED**

MAY 08 2008

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

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Plaintiff, )

v. )

Case No. 08-03-3467

DOYLE WINSTON ROSE, R.C. )  
LICENSE NO. RC359 )

Defendant. )

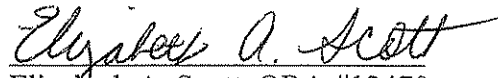
**DISMISSAL WITHOUT PREJUDICE**

COMES NOW the plaintiff, the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision, and for its Dismissal Without Prejudice, submits the following:

1. On or about April 28, 2008, the State filed a Complaint and Citation against Defendant based upon allegations that he had changed a physician's order and changed a ventilator setting.
2. Subsequent to the filing of the Complaint and Citation, Defendant met with the Respiratory Care Advisory Committee and advised them that he believed he was correcting the physician's order and the ventilator setting and that no patient harm occurred.
3. Based upon a review of the new testimony submitted by Defendant and his agreement to have a letter of no tolerance placed in his public file at the Board offices, the State has elected to dismiss its complaint against Defendant.

WHEREFOR, the State of Oklahoma hereby dismisses its complaint against Defendant, Doyle Winston Rose, License No. RC359, without prejudice to the refileing of the same.

Respectfully submitted,



Elizabeth A. Scott, OBA #12470  
Assistant Attorney General  
State of Oklahoma  
5104 N. Francis, Suite C  
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Attorney for the Plaintiff

CERTIFICATE OF SERVICE

I certify that on the 9 day of May, 2008, I mailed, via first class mail, postage pre-paid, a true and correct copy of this pleading to Doyle Winston Rose, 7394 S. 337<sup>th</sup> West Avenue, Mannford, OK 74044-6168.



Janet Swindle