

IN AND BEFORE THE 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.

CASE NO. 87-1-470

WILLIAM K. WALKER, M.D., )  
Medical License No. 4660 )  
 )  
Defendant. )

FINAL ORDER

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision en banc on the 11th day of September, 1987, at 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff, and Henry C. Bonney, Attorney, appeared for the Defendant.

The Board of Medical Licensure and Supervision en banc heard the testimony and reviewed exhibits and being fully advised in the premises, the Board of Medical Licensure and Supervision finds as follows:

FINDINGS OF FACT

1. That William K. Walker, M.D., holds Oklahoma Medical License No. 4660.
2. That the Board of Medical Licensure and Supervision en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by law and the rules of the Board.
3. That from approximately March 1, 1987, through July 1, 1987, Defendant wrote approximately 549 prescriptions for controlled dangerous substances in a total number of dosage units of 31,042.
4. That a prescription survey conducted in reference to certain scheduled drugs reveals that patient D.F.H. received approximately 81 prescriptions for 5,139 dosage units of oral medication and 513 cc of injectible medication of scheduled drugs from March 7, 1986, through November 19, 1986, for an average of 19.46 dosage units of oral medication per day and 1.94 cc of injectible medication per day.
5. That the survey reveals that patient S.L. received 14 prescriptions for 940 dosage units of scheduled drugs from April 3, 1987, through July 1, 1987, for an average of 10.44 dosage units per day.
6. That the survey reveals that patient W.S. received 14 prescriptions for 1,100 dosage units of scheduled drugs from March 7, 1987, through May 22, 1987, for an average of 15.45 dosage units per day.
7. That the survey reveals that patient J.R. received five prescriptions for a total of 500 dosage units of scheduled

medication from April 4, 1987, through May 30, 1987, for an average of 8.77 dosage units per day.

8. That the survey reveals that patient J.A. received six prescriptions for 600 dosage units of scheduled drugs from March 11, 1987, through May 19, 1987, for an average of 8.57 dosage units per day.

9. That patient records reveal that scheduled drugs were being prescribed in excess of the amount considered for the medical need presented.

#### CONCLUSIONS OF LAW

1. That William K. Walker, M.D., holding Oklahoma Medical License No. 4660, is in violation of the Oklahoma Medical Practice Act, 59 O.S. 1981, Sec. 509, Paragraph 17, to-wit:

"17. Prescribing, dispensing or administering of controlled substances or narcotic drugs in excess of the amount considered good medical practice, or prescribing, dispensing or administering controlled substances or narcotic drugs without medical need in accordance with published standards."

2. That William K. Walker, M.D., is in violation of the Rules and Regulations promulgated by this Board, specifically Section IX, Rules 1, 2, and 6, to-wit:

"Rule 1: Indiscriminate or excessive prescribing, dispensing or administering of controlled or narcotic drugs."

"Rule 2: Prescribing, dispensing or administering of controlled or narcotic drugs in excess of the amount considered good medical practice."

"Rule 6: Dispensing, prescribing or administering a controlled substance or narcotic drug without medical need."

#### ORDER

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

1. That the Defendant, William K. Walker, M.D., License No. 4660, will be and is hereby placed on probation to the Oklahoma State Board of Medical Licensure and Supervision for a period of three (3) years, beginning on September 11, 1987, under the following terms and conditions:

(a) Defendant will not prescribe, administer or dispense any Schedule II drugs or controlled dangerous substances.

(b) That during the period of probation Defendant may prescribe, administer and dispense Schedule III, IV, and V controlled dangerous substances only on serially numbered, duplicate prescription pads and shall make the copies available to investigators of the Oklahoma State Board of Medical Licensure and Supervision at their request.

(c) During the period of probation Defendant will reduce the overall number of controlled dangerous substance prescriptions being written for all patients to levels consistent with good medical practice.

(d) During the period of probation Defendant will reduce the duration of time that patients are retained on controlled dangerous substances prescribed to the minimum consistent with medical need.

(e) During the period of probation Defendant will furnish to the office of the Oklahoma State Board of Medical Licensure and Supervision all current legal addresses and any change of address in writing.

(f) That Defendant shall appear before the Board or a designated member thereof whenever requested to do so.

(g) During the period of probation Defendant will submit to the Investigation Division of the Oklahoma State Board of Medical Licensure and Supervision any required reports and forms on a timely and prompt basis.

(h) Pursuant to Section 26, H.B. 1478, 1987 Legislature, Defendant shall promptly pay upon receipt of invoice from the Investigation Division of the Board the costs of investigation, prosecution and probation of this case.


(i) That violation of any of the terms and conditions of probation shall be grounds for additional charges to be presented to the Board after notice to the Defendant.

2. Jurisdiction of the Board in this individual proceeding will continue in this matter until lifted by the Oklahoma State Board of Medical Licensure and Supervision on their own motion or on the motion of the Defendant.

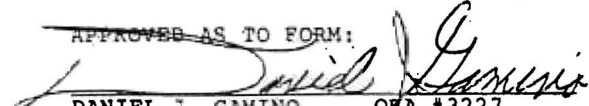
3. Failure to meet any of the above terms of probation will constitute cause for the Board to initiate proceedings to suspend or revoke Defendant's Oklahoma medical license, after due notice and hearing.

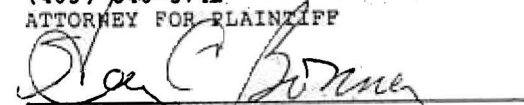
4. All exceptions granted to the Defendant.

DATED this 19<sup>th</sup> day of October, 1987.

  
MARK R. JOHNSON, M.D., Secretary  
State Board of Medical Licensure  
and Supervision

APPROVED AS TO FORM:

  
DANIEL J. GAMINO OBA #3227  
Daniel J. Gamino & Associates, P.C.  
3315 NW 63  
Oklahoma City, OK 73116  
(405) 840-3741  
ATTORNEY FOR PLAINTIFF

  
HENRY C. BONNEY  
Garvin, Bonney, Weaver & Corley  
300 Security National Bank Bldg  
Duncan, OK 73533  
ATTORNEY FOR DEFENDANT

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 20 day of October, 1987, to:

Henry C. Bonney  
Garvin, Bonney, Weaver & Corley  
300 Security National Bank Bldg.  
Duncan, OK 73533

Janet Owens