

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

**FILED**

SEP 17 2003

IN THE MATTER OF THE  
APPLICATION OF BOARD STAFF, ON )  
BEHALF OF )

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

JAMES HALE, P.A., )  
) Case No. 01-05-2335  
)  
FOR MODIFICATION OF )  
PROBATION TERMS FOR )  
LICENSE NO. PA673 )

**ORDER MODIFYING PROBATION**

This matter came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on September 11, 2003, at the Board office, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and rules of the Board.

Applicant, James Hale, P.A., holding Oklahoma physician assistant license no. PA673, appeared not.

The Board sitting *en banc* after hearing testimony, reviewing the request and other materials presented, and being fully apprised of the premises, made the following Findings of Fact, Conclusions of Law and Orders:

***FINDINGS OF FACT***

1. The Board *en banc* has jurisdiction over the subject matter herein, and notice has been given in all respects as required by law and the rules of the Board.
2. Mr. Hale currently holds physician assistant license no. PA673 under a five-year term of probation that commenced on September 27, 2001.
3. On September 11, 2003, staff requested that the terms of Defendant's probation be modified to delete the requirement that he continue outpatient counseling, as he has been released from his counselor.
4. Staff presented sufficient evidence to support the requested modification.

**CONCLUSIONS OF LAW**


1. The Board has jurisdiction to hear this matter pursuant to 59 O. S. § 480 *et seq.*
2. Staff has presented satisfactory evidence to justify modifying the terms of Defendant's probation to delete the requirement that Defendant continue outpatient counseling, as he has been released from his counselor.

**ORDER**

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

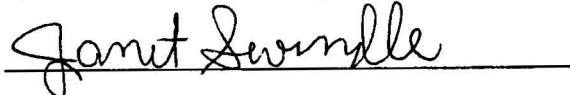
- 1 Staff's motion to modify the terms of Defendant's probation is **GRANTED**.
- 2 Mr. Hale's probation shall continue from September 27, 2001 under the terms and conditions set forth in the September 27, 2001 Order, with the exception that Mr. Hale is no longer required to continue outpatient counseling.
- 3 Failure to meet any of the terms of this Order will be grounds for the Board to initiate proceedings to suspend or revoke Mr. Hale's physician assistant license, after additional notice and hearing as required by law.
- 4 A copy of this written order should be sent to Mr. Hale as soon as it is processed.

Dated this 7 day of September, 2003.

  
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Gerald C. Zumwalt, M.D., Secretary  
Oklahoma State Board of Medical  
Licensure and Supervision

**Certificate of Service**

On the 17 day of September, 2003, a true and correct copy of this order was mailed, postage prepaid, to James Hale, 1415 N. Watts, Sayre, OK 73662

  
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Janet Swindle