

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

STATE OF OKLAHOMA )  
EX REL. THE OKLAHOMA BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
DIANE ALIENE CASTRO, )  
LICENSE NO. OA696 )  
 )  
Defendant. )

**FILED**  
AUG - 2 2013  
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION  
Case No. 13-05-4748

**ORDER OF DISMISSAL**

This matter came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision on July 25, 2013 at the Board office, 101 N.E. 51<sup>st</sup> Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and rules of the Board.

Diane Aliene Castro, OTA, Defendant, appeared not.

Scott Randall Sullivan, Special Prosecutor for the Board, appeared on behalf of the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision and the Defendant appeared not.

The Board *en banc* after hearing testimony and being fully apprised of the premises, entered 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. Defendant holds Oklahoma occupational therapy assistant license no. OA696.
3. On December 10, 2012 Defendant was notified she had been selected for a random CEU audit and supporting documentation needed to be in the Board office for review no later than January 11, 2013.

4. On October 31, 2012 Defendant answered incorrectly on her license renewal stating that she had obtained the required twenty (20) hours of continuing education ("CEU").
5. Defendant did not respond to several notices of the CEU audit with warning that non-response would generate further action.
6. Based on no response from the Defendant, the Occupational Therapy Advisory Committee recommended Board Staff file a Complaint. Said Complaint was filed against the Defendant on May 24, 2013 with the matter set to be heard on July 11, 2013. Said hearing date was subsequently changed to July 25, 2013 due to no fault of Defendant.
7. Prior to the hearing date Defendant provided proof of the twenty (20) CEU hours obtained in the required reporting period.
8. Based on Defendant agreeing to the Occupational Therapist Advisory Committee to obtain an additional twenty (20) CEU hours (for a total of 40) between June 27, 2013 and October 31, 2014 with an automatic audit, Board Staff agreed to ask the Board to dismiss the Complaint.

**Conclusions of Law**

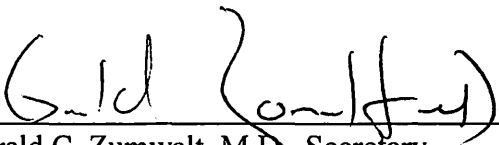
1. The Board has jurisdiction over the subject matter herein pursuant to 59 O.S. §480 et seq.

**Order**

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

1. The Complaint filed against Defendant on May 24, 2013 is hereby dismissed.

Dated this 2 day of Aug, 2013.

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

**Certificate of Service**

On the 2<sup>nd</sup> day August, 2013 a true and correct copy of this order was mailed, postage prepaid, to Diane Aliene Castro, 407 West Garrett, Anadarko, OK 73005.

  
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Barbara Smith, Legal Assistant