

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

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel,  
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE AND  
SUPERVISION,

Plaintiff

FLOYD E. WEBB, M.D.  
Medical License No. 7217,

CASE NO. 88-10-705A

Defendant.

FINAL ORDER

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on February 1, 1991, at the office of the Oklahoma Board of Medical Licensure and Supervision, 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 Floyd E. Webb, M.D., Defendant, appeared in person and by counsel, Dennis C. Roberts, Oklahoma City, Oklahoma.

The Board of Medical Licensure and Supervision heard oral statements of counsel, reviewed exhibits, and being fully advised in the premises, the Board of Medical Licensure and Supervision therefore finds as follows:

FINDINGS OF FACT

1. That Defendant, Floyd E. Webb, M.D., holds Oklahoma Medical License No. 7217.
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 before hearing any testimony or reviewing any exhibits, the Board reviewed a Voluntary Submittal to Jurisdiction executed by the Defendant on or around January 25, 1991.
4. That the Board found that the Voluntary Submittal to Jurisdiction and the terms and conditions thereof were not an appropriate disposition of this case and that additional sanctions were appropriate and should be in place.

CONCLUSIONS OF LAW

1. That the Oklahoma Board of Medical Licensure and Supervision has jurisdiction over this matter pursuant to the Oklahoma Medical Practice Act, 59 O.S. Supp. 1990, Sec. 481 et seq., and by the Voluntary Submittal to Jurisdiction executed by the Defendant.

ORDER

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

1. That the Defendant, Floyd E. Webb, M.D., holding Oklahoma Medical License No. 7217, should be and is hereby suspended from the practice of medicine for a period of thirty (30) days beginning on February 4, 1991, at 8:00 a.m.

2. That following the aforesaid 30-day suspension, Defendant, Floyd E. Webb, M.D., Medical License No. 7217, should be and is hereby placed on a term of probation to the Oklahoma State Board of Medical Licensure and Supervision for a period of five (5) years under the following terms and conditions:

- a) During the period of probation Defendant will not prescribe, administer or dispense any medications for his personal use, to specifically include controlled dangerous substances.
- (b) During the period of probation Defendant will not prescribe, administer or dispense any Schedule II drugs or controlled dangerous substances, except for hospital in-patients.
- (c) During the period of probation Defendant may prescribe Schedule III, IV, or 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, to include all dispensing records on CDS and sample medication.
- (d) During the period of probation Defendant shall continue to maintain records on controlled dangerous substances prescribed, administered and dispensed and shall reduce those total numbers.
- (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) 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 within 30 days of receipt of invoice from the Investigation Division of the Board the costs of investigation, prosecution and probation of this case, unless the Defendant affirmatively obtains a deferment of all or part of said fees upon presentation of evidence that is acceptable to the Board Secretary.
- (i) During the period of probation Defendant shall notify any hospital where he holds staff privileges, or clinic, or group where he practices, of the terms and conditions of this Final Order and supply a copy thereof.

j) 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.

DATED this 24 day of February, 1991.

Gould (Zumwalt)  
GERALD C. ZUMWALT, M.D., Secretary  
State Board of Medical Licensure  
and Supervision

~~APPROVED AS TO FORM:~~

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

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 13 day of February, 1991, to:

FLOYD E. WEBB, M.D.  
P.O. Box 368  
Tishomingo, OK 73460

DENNIS C. ROBERTS  
Attorney at Law  
6440 Avondale Dr., Suite 208  
P.O. Box 54978  
Oklahoma City, OK 73154

Gamit Owens