

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,

LANNY G. ANDERSON, M.D.  
Medical License No. 7810

CASE NO. 90-03-1033

Defendant.

ORDER REDUCING SUPERVISION  
FROM LEVEL I TO LEVEL II

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on November 1, 1991, at the office of the Oklahoma State 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 Lanny G. Anderson, M.D., Defendant, appeared in person, pro se, waived his right to legal counsel, and agreed to proceed.

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

FINDINGS OF FACT

1. That Defendant, Lanny G. Anderson, M.D., holds Oklahoma Medical License No. 7810.
2. That the Oklahoma 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 following notice and hearing on June 8, 1990, Defendant's Oklahoma Medical License No. 7810 was suspended until the Defendant's successful completion of in-patient treatment at Talbott Center, Georgia. Subsequently the Defendant did appear before the Board Secretary, did provide evidence of successful completion of in-patient treatment at Talbott Center, Georgia, and Defendant did voluntarily execute a Voluntary Submittal to Jurisdiction, and the Secretary did reinstate Defendant's Oklahoma medical license and that reinstatement was approved by the Oklahoma Board of Medical Licensure and Supervision en banc on September 1, 1990. The Defendant then began a period of five years probation under certain enumerated terms and conditions that was effective June 28, 1990.
4. That evidence indicates Defendant has been in substantial compliance with the terms and conditions of that probation, and that his supervision level may be reduced from Level I to Level II without danger to public health, safety or welfare.

CONCLUSIONS OF LAW

1. That the Board has jurisdiction in its discretion and judgment 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, Lanny G. Anderson, M.D., holding Oklahoma Medical License No. 7810, should be and is hereby REDUCED IN LEVEL OF SUPERVISION from Level I to Level II.

2. That the Defendant, Lanny G. Anderson, M.D., holding Oklahoma Medical License No. 7810, should be and is hereby retained on probation to the Oklahoma State Board of Medical Licensure and Supervision for a period five (5) years beginning June 28, 1990, 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 take no medication except that which is authorized by a physician treating him for a legitimate medical need and Defendant shall have an affirmative duty to inform any physician treating him of Defendant's previous use of Dilaudid and Levo Dromoran.
- (c) During the period of probation Defendant will abstain from consuming alcohol or any substance, specifically including but not limited to controlled dangerous substances, which would adversely affect his ability to practice medicine or surgery as interpreted by the Oklahoma State Board of Medical Licensure and Supervision.
- (d) During the period of probation Defendant will submit biological fluid specimens to include, but not limited to, blood and urine, for analysis, upon request of any investigator or other agent representing the Oklahoma State Board of Medical Licensure and Supervision, and Defendant will pay for testing and analysis of those specimens.
- (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.

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 Board Order and supply a copy thereof.


- i) During the period of probation Defendant shall continue all in-patient and out-patient treatment by and through the Talbott Recovery System, Atlanta, Georgia, and shall authorize physicians at that institution and affiliated therewith to report to the Board periodically on Defendant's progress and to authorize his physicians to furnish copies of his treatment records to the Board for their review. Further, Defendant agrees to participate in such other recovery programs as may be recommended by Dr. J. Darrell Smith, Director of the Oklahoma State Medical Association Physicians' Recovery Program.

- (k) 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.

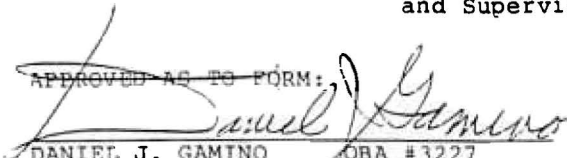
3. That the jurisdiction of the Board in this individual proceeding will continue until the terms and conditions of probation are modified or lifted by the Oklahoma Board of Medical Licensure and Supervision on their own motion or on the motion of the Defendant.

4. That failure to meet any of the above terms of probation will constitute cause for the Board to initiate additional proceedings to suspend or revoke Defendant's Oklahoma Medical License, after additional due notice and hearing.

DATED this 8 day of November, 1991.

  
GERALD C. ZUMWALT, 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

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing instrument was mailed, postage prepaid thereon, this 12 day of November, 1991, to:

LANNY G. ANDERSON M.D  
3435 NW 56, #210  
Oklahoma City, OK 73112-4414

Robert S. Jones