

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

STATE OF OKLAHOMA

FILED

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

DEC 11 1997

STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Plaintiff, )

vs. )

CASE NO. 97-05-1904

JOHN GLOMSET, M.D. )  
Medical License No. 8092, )

Defendant. )

FINAL ORDER

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision en banc on November 21, 1997, 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 John Glomset, M.D., Defendant, appeared in person, along with his designated representative Dr. Harold Thiessen, M.D.

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

FINDINGS OF FACT

1. That Defendant, John Glomset, M.D., holds Oklahoma Medical License No. 8092.
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 the law and the rules of the Board.
3. That on or around July 25, 1997, following notice and hearing, the Oklahoma Board of Medical Licensure and Supervision did issue an Order of the Board regarding Defendant Glomset. Under that Order the Defendant was placed on a period of probation to the Oklahoma State Board of Medical Licensure and Supervision for a period of five years under terms and conditions that included the following, to-wit:

"(l) 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.

(o) 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. 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."

4. That said Order of the Board was issued on July 25, 1997, and has not been amended or modified by the Board and all terms thereof still remain in full force and effect.

5. That on or around October 23, 1997, Defendant drank between a half-pint and one-pint of Vodka and then was stopped by the Norman Police Department and charged with Driving Under the Influence and his blood alcohol content was .22 or .23, and Defendant was placed in jail in Norman, Oklahoma.

6. That on or around November 3, 1997, Defendant Glomset was admitted to Talbott-Marsh Recovery Campus, Atlanta, Georgia, and underwent evaluation and was discharged therefrom on or around November 5, 1997.

7. That Defendant is perpetuating significant harm to public health, safety and welfare by the acts and omissions set forth in the above allegations.

#### CONCLUSION OF LAW

1. That John Glomset, M.D., holding Oklahoma Medical License No. 8092, is in violation of the Oklahoma Medical Practice Act, 59 O.S. Supp. 1996, Sec. 509 (5) and (16), to-wit:

"(5). Habitual intemperance or the habitual use of habit-forming drugs."

"(16). The inability to practice medicine with reasonable skill and safety to patients by reason of age, illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition."

2. That Defendant Glomset is also in violation of the rules and regulations promulgated by this Board, specifically Rule 435:10-7-4, paragraphs (3), (11), and (39), to-wit:

“(3) The habitual or excessive use of any drug which impairs the ability to practice medicine with reasonable skill and safety to the patient.”

“(11). Conduct likely to deceive, defraud, or harm the public.”

“(39). Violation of any of the provisions of the Medical Practice Act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board.”

### ORDER

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

1. That the Defendant, John Glomset, M.D., holding Oklahoma Medical License No. 8092, should be and is hereby **RETAINED ON PROBATION** for a period of five (5) years beginning on July 25, 1997, under the following terms and conditions:

(a) Defendant will conduct his practice in compliance with the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act as interpreted by the Oklahoma State Board of Medical Licensure and Supervision. Any question of interpretation regarding said Act shall be submitted in writing to the Board and no action based on the subject of the question will be taken by Defendant until clarification of interpretation is received by Defendant from the Oklahoma State Board of Medical Licensure and Supervision.

(b) During the period of probation, Defendant will furnish to each and every state in which he holds licensure or applies for licensure and hospitals, clinics or other institutions in which he holds or anticipates holding any form of staff privilege, a copy of the Board Order stipulating sanctions imposed by the Board.

(c) 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 the Board or its designee, and Defendant will pay for the analysis thereof.

- (d) During the period of probation, Defendant will not prescribe, administer or dispense any medications for personal use.
- (e) 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. Defendant has the affirmative duty to inform any and every doctor treating him of the Board Order immediately upon initiation of treatment.
- (f) During the period of probation, Defendant will abide by the post care contract from Talbott-Marsh Recovery Campus (attached).
- (g) During the period of probation, Defendant will keep the Board informed of his current address.
- (h) During the period of probation Defendant will keep current payment of all assessment by the Board for prosecution, investigation and monitoring of his case.
- (i) Until such time as all indebtedness to the Board has been satisfied, Defendant will reaffirm said indebtedness in any and all bankruptcy proceedings.
- (j) During the period of probation, Defendant will request all hospitals in which he anticipates practice to furnish to the Oklahoma State Board of Medical Licensure and Supervision, a written statement regarding monitoring of his practice while performing services in or to that hospital.
- (k) During the period of probation, Defendant will place himself in a rehabilitation program approved by the Secretary for in-patient evaluation and subsequent treatment. Defendant will authorize in writing the release of any and all information regarding said treatment to the Oklahoma State Board of Medical Licensure and Supervision.
- (l) 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.

(m) As a condition of this probation Defendant cannot supervise a Physician Assistant.

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

(o) Defendant will execute such releases of medical and psychiatric records during the entire term of probation as necessary for use by the Compliance Consultant to obtain copies of medical records and authorize the Compliance Consultant to discuss Defendant's case with Defendant's treating physicians and/or any physicians holding Defendant's records.


(p) 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.

(q) During the period of probation, Defendant shall attend regular therapy by psychiatrist, psychologist, or licensed counselor acceptable to the Board Secretary, and Defendant shall have the affirmative duty to have that physician or counselor make periodic reports to the Board Secretary on the Defendant's progress and future prognosis, and Defendant shall sign any consent necessary to allow the physician or counselor to discuss Defendant's case with the Board Secretary.


2. 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.

3. 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 11 day of December, 1997.

  
GERALD C. ZUMWALT, M.D.  
Secretary/Treasurer  
Oklahoma 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 16 day of December, 1997, to:

JOHN GLOMSET, M.D.  
4221 S. Western #5010  
OKC 73109

HAROLD THIESSEN, M.D.  
Director, Physician Recovery Program  
Oklahoma State Medical Association  
601 W. 1-44 Service Road  
Oklahoma City, OK 73118

