

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,)
v.)
)
MARY ANN GILLIAM, M.D.) CASE NO. 89-5-888
Medical License No. 9089,)
)
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 Mary Ann Gilliam, M.D., Defendant, appeared in person, pro se, waived her 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, Mary Ann Gilliam, M.D., holds Oklahoma Medical License No. 9089.
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 October 26, 1990, the Board did place Defendant on a term of probation for a period of five years under certain enumerated terms and conditions.
4. That evidence indicates Defendant has been in substantial compliance with the terms and conditions of probation imposed by the Board, and that her 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 previous orders issued herein.

ORDER

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

1. That the Defendant, Mary Ann Gilliam, M.D., holding Oklahoma Medical License No. 9089, should be and is hereby REDUCED IN LEVEL OF SUPERVISION from Level I to Level II.

2. That the Defendant, Mary Ann Gilliam, M.D., holding Oklahoma Medical License No. 9089, 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 October 26, 1990, under the following terms and conditions:

- (a) Defendant will not prescribe, administer or dispense any Scheduled drugs or Controlled Dangerous Substances.
- (b) Defendant will immediately surrender her registration for state and federal Controlled Dangerous Substances to the proper authorities and will not apply for state and federal registration for Controlled Dangerous Substances until the term of her probation has expired, unless specifically authorized to do so by the Oklahoma State Board of Medical Licensure and Supervision.
- (c) That Defendant shall present evidence of successful completion of twenty (20) hours of continuing medical education on proper prescription writing or an equivalent amount of counseling by staff of the Oklahoma Board of Medical Licensure and Supervision within two (2) years of October 26, 1990.
- (d) 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.
- (e) Defendant shall appear before the Board or a designated member thereof whenever requested to do so.
- (f) 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.
- (g) 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.
- (h) During the period of probation Defendant shall notify any hospital where she holds staff privileges, or clinic, or group where she practices, of the terms and conditions of this Board Order and supply a copy thereof.
- (i) 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
GERALD C. ZUMWALT, M.D., Secretary
State Board of Medical Licensure
and Supervision

APPROVED AS TO FORM:

Daniel J. Gamino
DANIEL J. GAMINO DBA #3227
Daniel J. Gamino & Associates, P.C.
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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:

MARY ANN GILLIAM, M.D.
1627 N. Klein Ave.
Oklahoma City, OK 73106

Loretta Owens