

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

FILED

DEC 04 2009

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

IN THE MATTER OF THE )  
APPLICATION OF )  
 )  
THE STATE OF OKLAHOMA, EX REL. )  
THE OKLAHOMA STATE BOARD OF )  
MEDICAL LICENSURE AND )  
SUPERVISION, )

ON BEHALF OF

MICHELLE DIANNE HILDEBRAND, )  
LD, )

) Case No. 06-06-3109

FOR MODIFICATION OF )  
PROBATION TERMS FOR )  
DIETITIAN LICENSE NO. LD927 )

ORDER MODIFYING PROBATION

This matter came on for hearing before the Oklahoma Board of Medical Licensure and Supervision on November 19, 2009, at the Board office, 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and rules of the Board.

Elizabeth A. Scott, Assistant Attorney General, appeared on behalf of the State of Oklahoma. Defendant, Michelle Dianne Hildebrand, LD, appeared not.

The Board sitting *en banc* after hearing testimony, reviewing the request and other materials presented, and being fully apprised of the premises, made 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. Ms. Hildebrand currently holds dietitian license no. LD927 under a five (5) year term of probation which began January 18, 2007.

3. On November 19, 2009, the State of Oklahoma, on behalf of Ms. Hildebrand, requested that the terms of her probation be modified to not require her to attend a weekly meeting of Celebrate Recovery but that instead, she should be required to attend five (5) meetings per week of a local 12-Step program, one of which must be the Oklahoma Health Professionals Recovery Program.

4. The State presented sufficient evidence to support the requested modification.

### **CONCLUSIONS OF LAW**

1. The Board has jurisdiction to hear this matter pursuant to 59 O. S. § 480 *et seq.*

2. The State has presented satisfactory evidence to justify modifying Ms. Hildebrand's probation to not require her to attend a weekly meeting of Celebrate Recovery but that instead, she should be required to attend five (5) meetings per week of a local 12-Step program, one of which must be the Oklahoma Health Professionals Recovery Program.

### **ORDER**

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


1. The State's application to modify the terms of Defendant's probation is **GRANTED**.

2. Ms. Hildebrand's probation shall continue for five (5) years from January 18, 2007 under the terms and conditions set forth in the January 18, 2007 Order, with the exception that Ms. Hildebrand shall not be required to attend a weekly meeting of Celebrate Recovery but instead, shall be required to attend five (5) meetings per week of a local 12-Step program, one of which must be the Oklahoma Health Professionals Recovery Program.

3. Failure to meet any of the terms of this Order will be grounds for the Board to initiate proceedings to suspend or revoke Ms. Hildebrand's dietitian license, after additional notice and hearing as required by law.

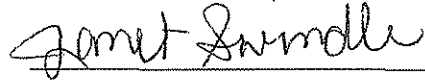
4. A copy of this written order should be sent to Ms. Hildebrand as soon as it is processed.

Dated this 4 day of <sup>Dec 9</sup> ~~November~~, 2009.

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

**Certificate of Service**

On the 4 day of <sup>Dec</sup> ~~November~~, 2009, a true and correct copy of this order was mailed, postage prepaid, to Michelle Dianne Hildebrand, 2813 S. Main Street, Goldsby, OK 73093.



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Janet Swindle