



2. Defendant, Quinton Ozell Ross, RC, holds Oklahoma respiratory care license no. RC 927.

### Unprofessional Conduct

1. On or about February 24, 2012, Defendant, in an online renewal of his respiratory care therapist license no. RC 927, answered "YES" to the following questions:

*"D. Have you ever been arrested for, charged with or convicted of a felony or misdemeanor other than a traffic violation?"*

*F. Have you been addicted to or abused any drug or chemical substance including alcohol?" and*

*G. Have you obtained an assessment or been treated for use of any drug or chemical substance including alcohol?"*

2. Defendant also included the following explanation in his licensure renewal:

*"D. Arrested October 2011 but not yet formally charged with armed robbery.*

*F. Treated at Laureate for alcohol abuse 2011.*

*G. Treated at Laureate for alcohol abuse 2011."*

3. Upon investigation, it was found that on or about October 11, 2011, Defendant was arrested and charged with **FELONY – ROBBERY WITH DANGEROUS WEAPON (Count #1); and POSSESSION OF FIREARM DURING COMMISSION OF A FELONY (Count #2)** in the District Court of Rogers County, State of Oklahoma, Case No. CF-2011-637.
4. Further investigation showed that on or about October 13, 2011, Defendant was arrested and charged with **ELUDING A POLICE OFFICER (Count #1); RESISTING AN OFFICER (Count #2); and OBSTRUCTING AN OFFICER (Count #4)** in the District Court of Tulsa County, State of Oklahoma, Case No. CF-2011-3887.
5. On or about February 26, 2013, Defendant waived his right to a jury trial and pled **GUILTY to FELONY – ROBBERY WITH DANGEROUS WEAPON (Count #1); and POSSESSION OF FIREARM DURING COMMISSION OF A FELONY (Count #2)** in the District Court of Rogers County, State of Oklahoma, Case No. CF-2011-637. On July 9, 2013 Defendant was sentenced to ten (10) years

with five (5) of those years to be served in the confinement of the Oklahoma Department of Corrections and the remaining five (5) years suspended.

6. On or about July 30, 2013, Defendant waived his right to a jury trial and pled **GUILTY to ELUDING A POLICE OFFICER (Count #1); RESISTING AN OFFICER (Count #2); and OBSTRUCTING AN OFFICER (Count #4)** in the District Court of Tulsa County, State of Oklahoma, Case No. CF-2011-3887. Defendant's sentencing in this matter is scheduled for October 1, 2013.

7. Title 59 O.S. §513(A) provides as follows:

*“Upon proof of a final felony conviction by the courts, the Board shall revoke the license...” (Emphasis added.)*

8. Defendant is guilty of unprofessional conduct in that he engaged in:

- a) Dishonest or unethical conduct in violation of Title 59 O.S. §2040(5);
- b) Has been guilty of unprofessional conduct as defined by the rules established by the Board, or of violating the code of ethics adopted by the board violation of Title 59 O.S. §2040(9);
- c) **Conviction** of, or plea to a **felony** in violation of Oklahoma Administrative Code Rule 435:5-3-(5); and
- d) **Conviction** of a drug related offense in violation of Oklahoma Administrative Code Rule 435:5-3-(6).

### Conclusions of Law

1. The Board has jurisdiction and authority over the Defendant and subject matter herein pursuant to the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (the “Act”) and its applicable regulations. The Board is authorized to enforce the Act as necessary to protect the public health, safety and welfare.

2. Defendant is guilty of unprofessional conduct in that he engaged in:

- a) Dishonest or unethical conduct in violation of Title 59 O.S. §2040(5);
- b) Has been guilty of unprofessional conduct as defined by the rules established by the Board, or of violating the code of ethics adopted by the board violation of Title 59 O.S. §2040(9);

- c) **Conviction** of, or plea to a **felony** in violation of Oklahoma Administrative Code Rule 435:5-3-(5); and
- d) **Conviction** of a drug related offense in violation of Oklahoma Administrative Code Rule 435:5-3-(6).


3. The Board further found that Defendant's license should be **REVOKED**.

**Order**

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

- 1. The license of Defendant, Quinton Ozell Ross,, RC, Oklahoma respiratory care practitioner license no. 927, is hereby **REVOKED** as of the date of this hearing, November 7, 2013.
- 2. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees and costs, investigation costs, staff time, salary and travel expenses, witness fees and attorney's fees.

Dated this 15 day of November, 2013.

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

**Certificate of Mailing**

I certify that on the 15<sup>th</sup> day of November, 2013, I mailed, via first class mail, postage prepaid, a true and correct copy of this Order to Quinton Ozell Ross, RC, 814 N. Country Club Road, Muskogee, OK 74403.

  
Barbara J. Smith, Legal Assistant