

IN AND BEFORE THE 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.

MANUEL VEGA, M.D.
Medical License No. 9973,

CASE NO. 87-1-465

Defendant.

ORDER GRANTING DEFENDANT'S
REQUEST FOR REHEARING AND IMPOSING REPRIMAND

This cause came on for hearing before the Oklahoma Board of Medical Licensure and Supervision en banc on the 11th day of February, 1988, at the meeting held at Comanche County Memorial Hospital, 3401 N. Gore Blvd., Lawton, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff, and Joe Ruffin, Attorney, appeared for the Defendant by announcement.

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

FINDINGS OF FACT

1. That Defendant, Manuel Vega, M.D., previously held Oklahoma Medical License No. 9973.
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 law and the rules of the Board.
3. That following notice and hearing on September 11, 1987, the Oklahoma Board of Medical Licensure and Supervision did revoke Defendant's medical license.
4. Defendant did file Motion for Rehearing and Reconsideration and said Motion was heard on January 16, 1988, and said Motion was overruled.
5. That the Defendant introduced additional evidence and the Board found that it should rehear and reconsider action previously taken at its aforesaid meetings of September, 1987, and January, 1988.
6. The Board specifically finds that the allegations of the Complaint and Citation heard by the Board on September 11, 1987, are true and correct. However, the Board does find that the Defendant did have some justification in not appearing at the original hearing on September 11, 1987, and that the Board's original sanction of revocation should be reconsidered.

CONCLUSIONS OF LAW

1. That the Oklahoma Board of Medical Licensure and Supervision has statutory authority to reconsider any sanction

previously imposed and upon receipt of sufficient evidence may impose a less severe sanction in place of a previous sanction.

ORDER

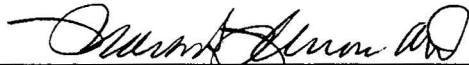
IT IS THEREFORE ORDERED by the Oklahoma Board of Medical Licensure and Supervision as follows:

1. That the Board's decision of revocation issued following hearing on September 11, 1987, should be and the same is hereby reheard and reconsidered.

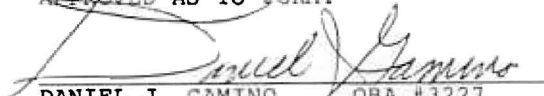
2. That in place of the sanction of revocation that the Board should and does hereby impose the sanction of a formal reprimand on the Defendant's Medical License No. 9973, and that previous legal action taken by the Board is hereby set aside and held for naught.

3. That this reprimand shall appear on the record of the Defendant's Oklahoma Medical License No. 9973 and that otherwise Defendant's Oklahoma Medical License shall remain in full force and effect upon payment of all normal and necessary renewal fees.

DATED this 22^d day of February, 1988.


MARK R. JOHNSON, 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 ____ day of February, 1988, to:

Joseph Luis Ruffin
Public Defender's Office
Oklahoma County Courthouse
Oklahoma City, OK 73102