


SUMMARY SUSPENSION

I, Lyle R. Kelsey, Executive Director of the Oklahoma State Board of Medical Licensure and Supervision, hereby **SUMMARILY SUSPEND** the medical license of **GEORGE J. BLAKE**, Oklahoma Medical License No. 18245.

This Summary Suspension is based upon Dr. Blake's January 8, 2009 conviction for **DISTRIBUTING A CONTROLLED AND DANGEROUS SUBSTANCE** in violation of 63 O.S. §2-401(A)(1), a **FELONY**, under the authority granted to me pursuant to 59 O.S. §506(B).

A Complaint and Citation against Dr. Blake will be heard by the Oklahoma State Board of Medical Licensure and Supervision at the March 26, 2009 Board meeting.

Dated this 21st day of January, 2009.


Lyle R. Kelsey, Executive Director
Oklahoma State Board of
Medical Licensure and Supervision

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

FILED

FEB 03 2009

STATE OF OKLAHOMA)
EX REL. THE OKLAHOMA BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)
)
v.)
GEORGE BLAKE, M.D.,)
)
LICENSE NO. 18245)
)
Defendant.)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 08-10-3605

CITATION

YOU ARE HEREBY NOTIFIED that on the 3rd day of February, 2009, a sworn Complaint was filed with the undersigned Secretary of the Oklahoma State Board of Medical Licensure and Supervision, State of Oklahoma, charging you with violations of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act at 59 Okla. Stat. §509 (5), (7), (8), (9), (11), (12), (13) and (16), and OAC 435:10-7-4 (1), (2), (6), (10), (11), (19), (27) and (39). A copy of the Complaint is attached hereto and made a part thereof.

On March 26, 2009, the Board will be in regular session at 9:00 o'clock a.m., at its offices located at 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, at which time your Complaint will be considered by the Board, and a hearing will be held pursuant to the Oklahoma Administrative Procedures Act, 75 Okla. Stat. §309, *et seq.*, as amended.

If the Board decides, after considering all the testimony and evidence, that you are guilty as charged, your license to practice as a physician within the State of Oklahoma may be suspended or revoked or other disciplinary action may be taken by the Board as authorized by law, including the assessment of costs and attorney's fees for this action as provided by law.

Under the laws of the State of Oklahoma, you are required to file your written Answer under oath with the Secretary of the Board within twenty (20) days after the Citation is served upon you. Unless your Answer is so filed, you will be considered in default, and the Board may accept the allegations set forth in the complaint as true at the hearing of the complaint. If the charges are deemed sufficient by the Board, your license to practice as a physician in the State of Oklahoma may be suspended or revoked.

THEREFORE, you are cited to appear at the hearing. If you are not present in person, you may be present through your attorney.

DATED this 3rd day of February, 2009 at 12:00 p.m. o'clock.



GERALD C. ZUMWALT, M.D., Secretary
Oklahoma State Board of Medical
Licensure and Supervision



RETURN OF SERVICE BY AGENT

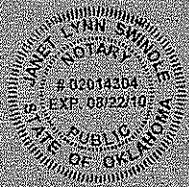
Received the attached and foregoing Citation and Scheduling Order in the investigation of George Blake, MD, at Oklahoma City, Oklahoma, on the 3 day of February, 2009, and on the 4 day of February, 2009, at 10:00 o'clock A.M. served it on the within named by ~~delivering~~ faxing a copy to Mack Martin, Attorney for Dr. Blake
(Name of person served)

At (address):

FAX #236-8844

Served by: Stephen W. [Signature]

Subscribed and sworn to before me on this 4 day of Feb, 2008



Janet Swindle
Notary Public

My Commission expires: 8-22-2010

CASE NAME: Blake, MD
CASE #: 08-10-3605

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

FILED

FEB 03 2009

STATE OF OKLAHOMA
EX REL. THE OKLAHOMA BOARD
OF MEDICAL LICENSURE
AND SUPERVISION,

Plaintiff,

v.

GEORGE BLAKE, M.D.,
LICENSE NO. 18245,

Defendant.

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 08-10-3605

COMPLAINT

COMES NOW the Plaintiff, the State of Oklahoma ex rel. the Oklahoma State Board of Medical Licensure and Supervision (the "Board"), by and through its attorney, Elizabeth A. Scott, Assistant Attorney General, and for its Complaint against the Defendant, George Blake, M.D., alleges and states as follows:

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians and surgeons in the State of Oklahoma pursuant to 59 Okla. Stat. §480 *et seq.*
2. Defendant, George Blake, M.D., holds Oklahoma license no. 19245.
3. On or about December 18, 2008, Defendant was charged in the District Court of Tulsa County, State of Oklahoma, in the case styled State of Oklahoma v. George J. Blake, Case No. CF-2008-6169. Defendant was charged with one (1) count of Distributing a Controlled and Dangerous Substance, a felony, in violation of 63 O.S. §2-401(A)(1).
4. The Information filed by the State of Oklahoma reflects that on or about April 13, 2005, Defendant knowingly and intentionally with the intent to distribute and did distribute a controlled substance, Amphetamine (Adderall) not in good faith and outside the course of professional practice.
5. On or about January 8, 2009, Defendant entered into a Judgment and Sentence with the State of Oklahoma wherein he pled guilty to the one (1) count of Distributing a Controlled and Dangerous Substance as set forth in the Information.

6. Under the Judgment and Sentence, Defendant was sentenced to five (5) years suspended sentence under the Department of Corrections and was ordered to pay a \$5,000.00 fine plus costs.

7. On or about January 21, 2009, Defendant's license was summarily suspended by Lyle R. Kelsey, Executive Director for the Board based upon 59 O.S. §506(B).

8. Title 59 O.S. §513(3) provides as follows:

Upon proof of a final felony conviction by the courts and after exhaustion of the process, the Board shall revoke the physician's license...Suspension or revocation of the license of any person convicted of a felony on any other grounds than that of moral turpitude or the violation of the federal or state narcotics laws, shall be on the merits of the particular case...

9. Defendant is guilty of unprofessional conduct in that he:

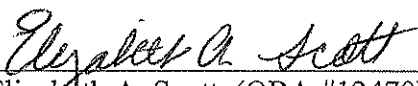
- A. Was convicted of a felony or of any offense involving moral turpitude in violation of 59 O.S. §509(5) and OAC 435:10-7-4(10).
- B. Was convicted or confessed to a crime involving violation of the laws of this state and the federal government in violation of 59 O.S. §509(7).
- C. Engaged in dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public in violation of 59 O.S. §509(8) and OAC 435:10-7-4(11).
- D. Committed any act which is a violation of the criminal laws of any state when such act is connected to the physician's practice of medicine in violation of 59 O.S. §509(9).
- E. Engaged in the use of any false, fraudulent, or deceptive statement in any document connected with the practice of medicine and surgery in violation of OAC 435:10-7-4(19).
- F. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509 (13) and OAC 435:10-7-4(39).
- G. Violated any state or federal law or regulation relating to controlled substances in violation of OAC 435:10-7-4(27).
- H. Wrote a false or fictitious prescription for any drug or narcotic declared by the laws of this state to be controlled or narcotic drugs in violation of 59 O.S. §509 (11).

- I. Prescribed or administered a drug or treatment without sufficient examination and the establishment of a valid physician patient relationship in violation of 59 O.S. §509 (12).
- J. Prescribed, dispensed or administered a controlled substance or narcotic drugs in excess of the amount considered good medical practice, or prescribed, dispensed or administered controlled substances or narcotic drugs without medical need in accordance with published standards in violation of 59 O.S. 509(16).
- K. Engaged in the indiscriminate or excessive prescribing, dispensing or administering of controlled or narcotic drugs in violation of OAC 435:10-7-4(1).
- L. Prescribed, dispensed or administered controlled substances or narcotic drugs in excess of the amount considered good medical practice or prescribed, dispensed or administered controlled substances or narcotic drugs without medical need in accordance with published standard in violation of OAC 435:10-7-4(2) and (6).

Conclusion

WHEREFORE, the Plaintiff respectfully requests that the Board conduct a hearing, and, upon proof of the allegations contained herein, impose such disciplinary action as authorized by law, up to and including suspension or revocation and any other appropriate action with respect to Defendant's medical license, and an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,



Elizabeth A. Scott (OBA #12470)
Assistant Attorney General
State of Oklahoma
5104 N. Francis, Suite C
Oklahoma City, OK 73118

Attorney for the Plaintiff

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

FILED

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

MAR 16 2009

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff,)

v.)

Case No. 08-10-3605

GEORGE BLAKE, M.D.)
MEDICAL LICENSE NO. 18245)

Defendant.)

VOLUNTARY SURRENDER OF LICENSE
IN LIEU OF PROSECUTION

State of Oklahoma)
)
_____ County)

I, George Blake, M.D., being of lawful age and after first being duly sworn, depose and state as follows:

1. I hereby voluntarily surrender my Oklahoma medical license no. 18245.
2. The surrender of my license is freely and voluntarily made. I have not been subject to any coercion or duress, and I am fully aware of the consequences of the surrender of my license.
3. I am the subject of a Complaint before the Oklahoma State Board of Medical Licensure and Supervision involving allegations that if proven, would constitute grounds for disciplinary action by the Board.

4. The allegations to which I have plead guilty are as follows:

A. On or about December 18, 2008, Defendant was charged in the District Court of Tulsa County, State of Oklahoma, in the case styled **State of Oklahoma v. George J. Blake**, Case No. CF-2008-6169. Defendant was charged with one (1) count of Distributing a Controlled and Dangerous Substance, a felony, in violation of 63 O.S. §2-401(A)(1).

B. The Information filed by the State of Oklahoma reflects that on or about April 13, 2005, Defendant knowingly and intentionally with the intent to distribute and did distribute a controlled substance, Amphetamine (Adderall) not in good faith and outside the course of professional practice.

C. On or about January 8, 2009, Defendant entered into a Judgment and Sentence with the State of Oklahoma wherein he pled guilty to the one (1) count of Distributing a Controlled and Dangerous Substance as set forth in the Information.

D. Under the Judgment and Sentence, Defendant was sentenced to five (5) years suspended sentence under the Department of Corrections and was ordered to pay a \$5,000.00 fine plus costs.

E. On or about January 21, 2009, Defendant's license was summarily suspended by Lyle R. Kelsey, Executive Director for the Board based upon 59 O.S. §506(B).

F. Title 59 O.S. §513(3) provides as follows:

Upon proof of a final felony conviction by the courts and after exhaustion of the process, the Board shall revoke the physician's license...Suspension or revocation of the license of any person convicted of a felony on any other grounds than that of moral turpitude or the violation of the federal or state narcotics laws, shall be on the merits of the particular case...

G. Defendant is guilty of unprofessional conduct in that he:

- i. Was convicted of a felony or of any offense involving moral turpitude in violation of 59 O.S. §509(5) and OAC 435:10-7-4(10).
- ii. Was convicted or confessed to a crime involving violation of the laws of this state and the federal government in violation of 59 O.S. §509(7).

- iii. Engaged in dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public in violation of 59 O.S. §509(8) and OAC 435:10-7-4(11).
- iv. Committed any act which is a violation of the criminal laws of any state when such act is connected to the physician's practice of medicine in violation of 59 O.S. §509(9).
- v. Engaged in the use of any false, fraudulent, or deceptive statement in any document connected with the practice of medicine and surgery in violation of OAC 435:10-7-4(19).
- vi. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509 (13) and OAC 435:10-7-4(39).
- vii. Violated any state or federal law or regulation relating to controlled substances in violation of OAC 435:10-7-4(27).
- viii. Wrote a false or fictitious prescription for any drug or narcotic declared by the laws of this state to be controlled or narcotic drugs in violation of 59 O.S. §509 (11).
- ix. Prescribed or administered a drug or treatment without sufficient examination and the establishment of a valid physician patient relationship in violation of 59 O.S. §509 (12).
- x. Prescribed, dispensed or administered a controlled substance or narcotic drugs in excess of the amount considered good medical practice, or prescribed, dispensed or administered controlled substances or narcotic drugs without medical need in accordance with published standards in violation of 59 O.S. 509(16).
- xi. Engaged in the indiscriminate or excessive prescribing, dispensing or administering of controlled or narcotic drugs in violation of OAC 435:10-7-4(1).

- xii. Prescribed, dispensed or administered controlled substances or narcotic drugs in excess of the amount considered good medical practice or prescribed, dispensed or administered controlled substances or narcotic drugs without medical need in accordance with published standard in violation of OAC 435:10-7-4(2) and (6).

5. I hereby my wallet card and my wall certificate as evidence of my intent to surrender my license.

6. I hereby agree that I will not apply for reinstatement of my Oklahoma medical license for a minimum of one year from the entry of the Order Accepting Voluntary Surrender in Lieu of Prosecution, and that if the Board ever reinstates my Oklahoma medical license, it will be under terms of probation to be set by the Board at the time of reinstatement.

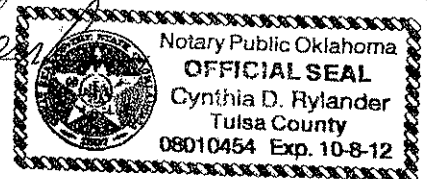
7. As a condition to accepting my surrender of license in lieu of prosecution, I acknowledge that the Board may require me to pay all costs expended by the Board for any legal fees and costs, and any investigation, probation and monitoring fees, including but not limited to staff time, salary and travel expense, witness fees and attorney fees.

DATED this 3rd day of March, 2009.

George Blake, M.D.
George Blake, M.D.

Subscribed and sworn before me this 3rd day of March, 2009.

Cynthia D. Rylander
Notary Public



My commission expires on _____.

ACCEPTED:

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

Date: 3-26-09

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

FILED

MAR 26 2009

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

Plaintiff,)

v.)

GEORGE BLAKE, M.D.)
MEDICAL LICENSE NO. 18245)

Defendant.)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 08-10-3605

**ORDER ACCEPTING VOLUNTARY SURRENDER
OF LICENSE IN LIEU OF PROSECUTION**

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision (the "Board") *en banc* on the 26th day of March, 2009 at the Board office, 5104 N. Francis, Suite C, Oklahoma City, OK 73118, 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, ex rel. the Oklahoma State Board of Medical Licensure and Supervision. The Defendant appeared not.

The Board *en banc* heard testimony, reviewed the exhibits presented, and being fully apprised in the premises, finds that there is clear and convincing evidence of the following Findings of Fact, Conclusions of Law, and Orders:

Findings of Fact

1. George Blake, M.D. currently possesses Oklahoma medical license no. 18245.
2. Defendant George Blake, M.D. is the subject of a Complaint before the Oklahoma State Board of Medical Licensure and Supervision.
3. 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.

4. Pursuant to 59 O.S. §509(E), Defendant wishes to surrender his Oklahoma Medical License No. 18245 in lieu of prosecution.

5. The surrender of Oklahoma Medical License No. 18245 is freely and voluntarily made, and the Defendant has not been subject to duress or coercion.

6. The Defendant is fully aware of the consequences of the surrender of his license.

7. Defendant has plead guilty to the allegations constituting misconduct and acknowledges that the allegations, if proven, could constitute grounds for disciplinary action by the Board.

8. Defendant has submitted a sworn statement describing the misconduct to which he has plead guilty as required by 59 O.S. §509(E).

9. Defendant has surrendered his wall certificate and wallet card with his request for voluntary surrender of his license.

10. Defendant has agreed that he will not apply for reinstatement of his Oklahoma medical license for a minimum of one (1) year from the date of the entry of this order, and that if the Board ever reinstates his Oklahoma medical license, it will be under terms of probation to be set by the Board at the time of reinstatement.

Conclusions of Law

11. The Board has jurisdiction over the Defendant and the subject matter herein pursuant to 59 O.S. §480 et seq.

12. Pursuant to 59 O.S. §509(E), the Board has the authority to accept this surrender of license in lieu of prosecution.

13. The request of Defendant to surrender his license is appropriate under the circumstances of this case.

14. Clear and convincing evidence exists for the conditions of surrender of Oklahoma Medical License No. 18245.

Order

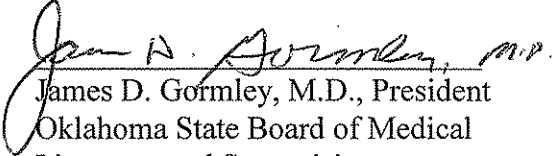
15. The voluntary surrender of license in lieu of prosecution submitted by Defendant is hereby accepted by the Board.

16. Oklahoma Medical License No. 18245 of the Defendant, George Blake, M.D., should be and is hereby surrendered as of the date of this order, March 26, 2009.

17. Pursuant to 59 O.S. §509.1(E)(4), the Defendant shall pay all reasonable costs expended by the Board for any legal fees and costs, and any investigation, probation and monitoring fees, including but not limited to staff time, salary and travel expenses, witness fees and attorney's fees incurred with respect to this case.

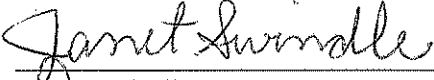
18. Defendant shall not apply for reinstatement of his Oklahoma medical license for a minimum of one (1) year from the date of this Order Accepting Voluntary Surrender of License in Lieu of Prosecution, and if the Board ever reinstates Defendant's Oklahoma medical license, it shall be under terms of probation to be determined at the time of reinstatement.

DATED this 26 day of March, 2009.


James D. Gormley, M.D., President
Oklahoma State Board of Medical
Licensure and Supervision

CERTIFICATE OF MAILING

I certify that on the 27 day of March, 2009, I mailed a true and correct copy of the Order Accepting Voluntary Surrender of License in Lieu of Prosecution to George Blake, 5153 E. 51st, #100, Tulsa, OK 74135 and to Mack Martin, 119 N. Robinson, Suite 360, Oklahoma City, OK 73102.


Janet Swindle