BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: Sherif Sayed Ismail, M.D. Physician's and Surgeon's Certificate No. A 79406 Respondent.	Case No. 800-2019-054494

DECISION

The attached Stipulated Surrender of License and Order is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on NOV 27 2020.

IT IS SO ORDERED NOV 20 2020.

MEDICAL BOARD OF CALIFORNIA

William Prasifka
Executive Director

XAVIER BECERRA
Attorney General of California
MARY CAIN-SIMON
Supervising Deputy Attorney General
ALICE W. WONG
Deputy Attorney General
State Bar No. 160141
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
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Attorneys for Complainant

BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **SHERIF SAYED ISMAIL, M.D** **3883 Turtle Creek Blvd. Apt. 1909** **Dallas, TX 75219** **Physician's and Surgeon's Certificate No. A 79406** Respondent.	Case No. 800-2019-054494 **STIPULATED SURRENDER OF LICENSE AND ORDER**

IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-entitled proceedings that the following matters are true:

PARTIES

1. William Prasifka (Complainant) is the Executive Director of the Medical Board of California, Department of Consumer Affairs (Board). This action was brought solely in the official capacity of the Board's Executive Director, who is represented in this matter by Xavier Becerra, Attorney General of the State of California, by Alice W. Wong, Deputy Attorney General.

2. SHERIF SAYED ISMAIL, M.D (Respondent) is representing himself in this proceeding and has chosen not to exercise his right to be represented by counsel.

3. On or about June 7, 2002, the Board issued Physician's and Surgeon's Certificate No. A 79406 to SHERIF SAYED ISMAIL, M.D. The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought in Accusation No. 800-2019-054494 and will expire on December 31, 2019, unless renewed.

JURISDICTION

4. Accusation No. 800-2019-054494 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on July 12, 2019. Respondent filed a Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2019-054494 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, and understands the charges and allegations in Accusation No. 800-2019-054494. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Order.

6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent understands that the charges and allegations in Accusation No. 800-2019-054494, if proven at a hearing, constitute cause for imposing discipline upon his Physician's and Surgeon's Certificate.

9. For the purpose of resolving the Accusation without the expense and uncertainty of further proceedings, Respondent agrees that, at a hearing, Complainant could establish a factual basis for the charges in the Accusation and that those charges constitute cause for discipline. Respondent hereby gives up his right to contest that cause for discipline exists based on those charges.

10. Respondent understands that by signing this stipulation he enables the Board to issue an order accepting the surrender of his Physician's and Surgeon's Certificate without further process.

CONTINGENCY

11. This stipulation shall be subject to approval by the Board. Respondent understands and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.

12. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.

13. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 79406, issued to Respondent SHERIF SAYED ISMAIL, M.D, is surrendered and accepted by the Board.

1. The surrender of Respondent's Physician's and Surgeon's Certificate and the acceptance of the surrendered license by the Board shall constitute the imposition of discipline against Respondent. This stipulation constitutes a record of the discipline and shall become a part of Respondent's license history with the Board.

2. Respondent shall lose all rights and privileges as a physician and surgeon in California as of the effective date of the Board's Decision and Order.

3. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.

4. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must comply with all the laws, regulations and procedures for reinstatement of a revoked or surrendered license in effect at the time the petition is filed, and all of the charges and allegations contained in Accusation No. 800-2019-054494 shall be deemed to be true, correct and admitted by Respondent when the Board determines whether to grant or deny the petition.

5. If Respondent should ever apply or reapply for a new license or certification, or petition for reinstatement of a license, by any other health care licensing agency in the State of California, all of the charges and allegations contained in Accusation, No. 800-2019-054494 shall be deemed to be true, correct, and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

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ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED: 8/27/2020

SHERIF SAYED ISMAIL, M.D
Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Medical Board of California of the Department of Consumer Affairs.

DATED: 8/27/2020

Respectfully submitted,

XAVIER BECERRA
Attorney General of California
MARY CAIN-SIMON
Supervising Deputy Attorney General

ALICE W. WONG
Deputy Attorney General
Attorneys for Complainant

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Stipulated Surrender of License and Order.docx

Exhibit A

Accusation No. 800-2019-054494

XAVIER BECERRA
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Supervising Deputy Attorney General
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Attorneys for Complainant

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO July 12 2019
BY: Patricia A Arteaga ANALYST

BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA

In the Matter of the Accusation Against: **Sherif Sayed Ismail, M.D.** **Lawton Indian Hospital** **1515 NE Lawrie Tatum Road** **Lawton, OK 73507** **Physician's and Surgeon's Certificate No. A 79406,** Respondent.	Case No. 800-2019-054494 **ACCUSATION**

Complainant alleges:

PARTIES

1. Kimberly Kirchmeyer (Complainant) is the Executive Director of the Medical Board of California, Department of Consumer Affairs, and brings this Accusation solely in her official capacity.

2. On June 7, 2002, the Board issued Physician's and Surgeon's Certificate Number A 79406 to Sherif Sayed Ismail, M.D. (Respondent). The certificate is current with an expiration date of December 31, 2019.

JURISDICTION

3. This Accusation is brought before the Medical Board of California (Board) under the authority of the following sections of the California Business and Professions Code (Code) and other relevant statutory enactments:

4. Section 2220 of the Code states, in part:

"Except as otherwise provided by law, the board may take action against all persons guilty of violating [Chapter 5 of the Medical Practice Act]. The board shall enforce and administer this article as to physician and surgeon certificate holders, including those who hold certificates that do not permit them to practice medicine, such as, but not limited to, retired, inactive, or disabled status certificate holders, and the board shall have all the powers granted in this chapter for these purposes . . . ."

5. Section 2227 of the Code provides, in part, that the Board may revoke, suspend for a period not to exceed one year, or place on probation, the license of any licensee who has been found guilty under the Medical Practice Act, and may recover the costs of probation monitoring.

6. Section 2234 of the Code states, in part, that the board shall take action against any licensee who is charged with unprofessional conduct.

7. Section 2236 of the Code states, in part:

"(a) The conviction of any offense substantially related to the qualifications, functions, or duties of a physician and surgeon constitutes unprofessional conduct within the meaning of this chapter. The record of conviction shall be conclusive evidence only of the fact that the conviction occurred."

8. Section 2239 of the Code provides, in part, that the use of alcoholic beverages or any controlled substance or dangerous drug, to the extent, or in such a manner as to be dangerous or injurious to the licensee, or to any other person or to the public, or to the extent that such use impairs the ability of the licensee to practice medicine safely or more than one misdemeanor or any felony involving the use of these substances constitutes unprofessional conduct. The record of the conviction is conclusive evidence of such unprofessional conduct.

9. Section 2305 of the Code provides, in part, that the revocation, suspension, or other discipline, restriction or limitation imposed by another state upon a license to practice medicine issued by that state, or the revocation, suspension, or restriction of the authority to practice medicine by any agency of the federal government, that would have been grounds for discipline in California under the Medical Practice Act, constitutes grounds for discipline for unprofessional conduct against the licensee in California.

10. Section 141 of the Code provides:

"(a) For any licensee holding a license issued by a board under the jurisdiction of the department, a disciplinary action taken by another state, by any agency of the federal government, or by another country for any act substantially related to the practice regulated by the California license, may be a ground for disciplinary action by the respective state licensing board. A certified copy of the record of the disciplinary action taken against the licensee by another state, an agency of the federal government, or another country shall be conclusive evidence of the events related therein."

"(b) Nothing in this section shall preclude a board from applying a specific statutory provision in the licensing act administered by that board that provides for discipline based upon a disciplinary action taken against the licensee by another state, an agency of the federal government, or another country."

CAUSE FOR DISCIPLINE

(Discipline, Restriction, or Limitation Imposed by another State)

11. On or around April 2, 2019, an Order Accepting Voluntary Submittal to Jurisdiction (Oklahoma Order) from the Oklahoma State Board of Medical Licensure and Supervision (Oklahoma Board) became effective. A copy of the Oklahoma Order issued by the Oklahoma Board is attached to this Accusation as Exhibit A.

12. The Oklahoma Order concerned charges filed by the Oklahoma Board against Respondent in a Verified Complaint. The Verified Complaint and Oklahoma Order address multiple instances of alcohol abuse and dangerous behavior by Respondent.

13. The Oklahoma Order included stipulated findings of fact. These included two Driving While Intoxicated (DWI) convictions for Respondent—one conviction on January 28, 2016, and another on January 4, 2019. The stipulated findings of fact also found that in 2002, alcohol was detected on Respondent's breath during his Family Medicine Residency, resulting in treatment for alcohol use disorder. The stipulated findings of fact also found that Respondent entered in-patient treatment for substance abuse in December 2017, and remained until March 2018. This was before his second DWI.

14. The Oklahoma Order concluded that Respondent was guilty of unprofessional conduct under the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, specifically violating the provisions against practicing medicine with reasonable skill and safety by reason of drunkenness, engaging in conduct likely to harm the public, and engaging in habitual intemperance. The Oklahoma Order accordingly ordered that Respondent be placed on probation for a period of five years and imposed several terms and conditions.

15. Respondent's conduct and the action of the Oklahoma Board as set forth above constitute unprofessional conduct within the meaning of section 2305 and conduct subject to discipline within the meaning of section 141(a).

SECOND CAUSE FOR DISCIPLINE

(Unprofessional Conduct – Convictions of Driving While Intoxicated)

16. Respondent is subject to disciplinary action under Code sections 2234 [unprofessional conduct] and/or 2236 [conviction of crime], and/or 2239 [misuse of controlled substances or alcohol] in that on both January 4, 2019 and January 28, 2016, Respondent pled guilty to driving while intoxicated (DWI), pursuant to Texas law. The circumstances are as follows:

17. On January 4, 2019, Respondent pled guilty to driving while intoxicated (DWI) on August 9, 2017. A Judgment of Conviction by Court was filed January 4, 2019. Respondent had his driver's license suspended and was assessed 5 days in jail with credit for time served, fines, court costs, and labor detail. The criminal case arose out of Tarrant County, Texas, Case No. 1512106.

18. On January 28, 2016, Respondent pled guilty to driving while intoxicated (DWI) in 2014. Respondent was assessed, in part, a fine, a 90-day suspended sentence, and placement on community supervision for twelve months. The criminal case arose out of Tarrant County, Texas, Case No. 1395501.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board issue a decision:

1. Revoking or suspending Physician's and Surgeon's Certificate Number A 79406, issued to Sherif Sayed Ismail, M.D.;

2. Revoking, suspending or denying approval of Sherif Sayed Ismail, M.D.'s authority to supervise physician assistants and advanced practice nurses;

3. Ordering Sherif Sayed Ismail, M.D., if placed on probation, to pay the Board the costs of probation monitoring; and

4. Taking such other and further action as deemed necessary and proper.

DATED: July 12, 2019

KIMBERLY KIRCHMEYER
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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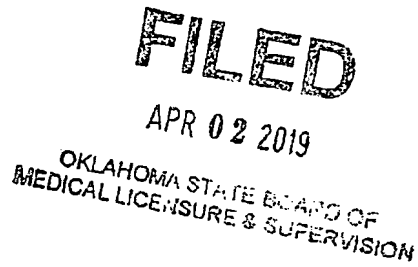
Exhibit A

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.	)	**Case No. 17-09-5516**
SHERIF SAYED ISMAIL, M.D., LICENSE NO. MD 22720,	)	
Defendant.	)	

ORDER ACCEPTING VOLUNTARY SUBMITTAL TO JURISDICTION

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision ("Board"), by and through the undersigned counsel for the Plaintiff, as represented by the Secretary of the Board, Billy H. Stout, M.D., and the Executive Director of the Board, Lyle Kelsey, and Sherif Sayed Ismail, M.D. ("Defendant"), Oklahoma medical license no. 22720, who appears in person, and through counsel Elizabeth A. Scott, and Anthony J. Hendricks of Crowe and Dunlevy, P.C. (collectively, the "Parties"), and offer this Order Accepting Voluntary Submittal to Jurisdiction (herein, "Order" or "Agreement") for acceptance by the Board. Okla. Admin. Code § 435:5-1-5.1.

By voluntarily submitting to jurisdiction and entering into this Order, Defendant admits to the allegations herein contained and further acknowledges that a hearing before the Board could result in some sanction under the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act ("Act"). 59 O.S. § 480, *et seq.*

Defendant, Sherif Sayed Ismail, M.D., states that he is of sound mind and is not under the influence of, or impaired by, any medication or drug and that he fully recognizes his right to appear before the Board for an evidentiary hearing on the allegations made against him. Defendant hereby voluntarily waives his right to a full hearing, submits to the jurisdiction of the Board and agrees to abide by the terms and conditions of this Order. Defendant acknowledges that he has read and understands the terms and conditions stated herein, and that this Agreement may be reviewed and discussed with him by legal counsel prior to execution.

If the Board does not accept this Order, the Parties stipulate that it shall be regarded as null and void. Admissions by Defendant herein, if any, shall not be regarded as evidence against him in a subsequent disciplinary hearing. Defendant will be free to defend himself and no

BOARD _____ SSI _____

inferences will be made from his willingness to have this Order accepted by the Board. The Parties stipulate that neither the presentation of this Order nor the Board's consideration of this Order shall be deemed to have unfairly or illegally prejudiced the Board or its individual members and, therefore, shall not be grounds for precluding the Board nor any individual Board member from further participation in proceedings related to the matters set forth herein.

Findings of Fact

The Plaintiff, Defendant, and the Board staff stipulate and agree as follows:

1. In Oklahoma, Defendant holds medical license no. 22720, issued January 7, 2002.

2016 Texas, Tarrant County, Case No. 1395501

2. On January 28, 2016, Defendant pled guilty to driving while intoxicated (DWI) in 2014. Defendant was assessed, in part, the following: a fine, sentenced to 90 days suspended, and placed on community supervision for 12 months. Probation ended January 2017.

2017 Texas, Tarrant County, Case No. 1512106

3. On January 4, 2019, Defendant pled guilty to driving while intoxicated (DWI), August 9, 2017. A Judgment of Conviction by Court was filed January 4, 2019. Defendant had his driver's license suspended and was assessed, 5 days in jail with credit time served, fines, court costs, and labor detail.

Oklahoma Board, Case 17-09-5519

4. This Complaint arises out of an investigation into allegations of Defendant's third alcohol-related arrest since 2000.

5. In 2002, alcohol was detected on the breath of Defendant during his Family Medicine Residency resulting in treatment through the Talbott Recovery Campus for alcohol use disorder from November 4, 2002 through January 11, 2003. At this time Defendant entered into a monitoring contract with Oklahoma Health Professionals Program ("OHPP") for an alcohol use disorder from 2002 through 2008.

6. In 2003, Defendant disclosed on his Oklahoma annual licensure renewal application that he had been arrested or charged with an alcohol related offense.

7. In 2014, Defendant was arrested and charged with Driving While Intoxicated in Texas. Defendant pled guilty on January 1, 2016 and was charged a fine, received a ninety (90) day suspended sentence with certain conditions, and received one year of probation.

8. Defendant reported the 2014 arrest on his Oklahoma licensure renewal application as required by the Board.

9. On August 9, 2017, Defendant was arrested and charged with Driving While Intoxicated 2nd in Southlake, Texas.

10. From November 6 through 9, 2017, Defendant completed a Comprehensive Multi-day Evaluation at the University of Florida.

11. On November 13, 2017, Board Investigator Larry Carter ("Carter") confirmed that Defendant signed a contract with OHPP.

12. In November 2017, Defendant went for a second opinion evaluation at the Bradford Health Services in Warrior, Alabama. Following the evaluation, Defendant went directly to voluntary in-patient treatment.

13. On December 9, 2017, Defendant entered in-patient treatment for substance abuse at the University of Florida Health Shands Vista Hospital in Gainesville, Florida, and was discharged on March 29, 2018.

14. On December 19, 2017, Defendant submitted his Oklahoma annual licensure renewal application in which he confirmed he had been arrested for a DUI, that he had abused alcohol, and had obtained treatment for his substance abuse.

Conclusions of Law

15. The Board has jurisdiction over the subject matter and 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 O.S. § 480 *et seq.* and Okla. Admin. Code §§ 435:5-1-1 *et seq.*

16. Notice was provided as required by law and the rules of the Board. 75 O.S. § 309; 59 O.S. § 504; Okla. Admin. Code §§ 435:3-3-5, 435:3-3-6.

17. The Board is authorized to suspend, revoke or order any other appropriate sanctions against the license of any physician or surgeon holding a license to practice medicine in the State of Oklahoma for unprofessional conduct. 59 O.S. §§ 503, 513(A)(1). The Board's Action is authorized by 59 O.S. §§ 509.1(A)(1-9), (C), (D)(2);

18. The Board is authorized to accept voluntary submittals to jurisdiction mutually agreed-to by parties to a disciplinary action to resolve the action without need for a hearing. 75 O.S. § 309(E); Okla. Admin. Code § 435:5-1-5.1.

19. Based on the foregoing, Defendant is guilty of unprofessional conduct as follows:

    a. The violation, or attempted violation, direct or indirect, of any of the provisions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act. 59 O.S. 2011, § 509(13); Okla. Admin. Code § 435:10-7-4(39);

b. The inability to practice medicine with reasonable skill and safety to patients by reason of age, illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition. In enforcing this subsection the Board may, upon probable cause, request a physician to submit to a mental or physical examination by physicians designated by it. 59 O.S. 2011, § 509(15); Okla. Admin. Code § 435:10-7-4(40);

c. Conduct likely to deceive, defraud, or harm the public. 59 O.S. § 509(8); Okla. Admin. Code § 435:10-7-4(11);

d. Habitual intemperance or the habitual use of habit-forming drugs. 59 O.S. 2011, § 509(4). The habitual or excessive use of any drug which impairs the ability to practice medicine with reasonable skill and safety to the patient. Okla. Admin. Code § 435:10-7-4(3).

Orders

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

1. Effective from the date of an approved Attorney General Opinion, the Board hereby adopts the Agreement of the Parties in this Voluntary Submittal to Jurisdiction, including the findings of fact and conclusions of law stated herein.

2. **SHERIF SAYED ISMAIL, M.D.**, shall be placed on **PROBATION** for a period of **five (5) years**, effective on the date of an approved Attorney General Opinion, including the following terms and conditions.

3. **SHERIF SAYED ISMAIL, M.D.** shall comply with all of the following terms and conditions:

Standard Terms:

a. Defendant shall conduct his practice in compliance with the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act ("Act") as interpreted by the Board. Any question of interpretation regarding the Act or this Order shall be submitted in writing to the Board, and no action based on the subject of the question will be taken by Defendant until clarification of interpretation is received by Defendant from the Board or its authorized designee. 59 O.S. § 480, *et seq.*

b. Defendant shall furnish a file-stamped copy of this Order stipulating sanctions imposed by the Oklahoma State Board of Medical Licensure and Supervision, to each and every state in which he holds licensure or applies for licensure and to all hospitals, clinics or other facilities in which he holds or anticipates holding any form of staff privileges or employment.

c. Defendant will keep the Board informed of his current address.

d. Defendant will keep current payment of all assessments by the Board for prosecution, investigation and monitoring of his case, which shall include, but is not limited to, a fee of one hundred fifty dollars ($150.00) per month during the term of probation, unless Defendant affirmatively obtains a deferment of all or part of said fees upon presentation of evidence that is acceptable to the Board Secretary.

e. Until such time as all indebtedness to the Board has been satisfied, Defendant will reaffirm said indebtedness in any and all bankruptcy proceedings.

f. Defendant will not supervise allied health professionals, physician assistants, or advanced nurse practitioners, that require surveillance of a licensed medical practitioner.

g. For good cause shown, upon request of the Board or its designee, Defendant will submit biological specimens for analysis, including but not limited to, blood, urine, hair follicle and nail samples, and Defendant will pay the costs attendant thereto.

h. Defendant will take no medication except that which is authorized by a physician treating him for a legitimate medical need, and only during that time in which he is being treated by the physician for that specific medical need. Defendant has the affirmative duty to inform any and every doctor treating him of the Board Order immediately upon initiation, or continuation of treatment. In the event that Defendant is prescribed any controlled dangerous substance during the term of this Order, Defendant shall contact the Board Secretary or the Board designee to discuss the prescription.

i. Defendant shall not prescribe, administer or dispense any medications for personal use or for that of any family member.

j. Defendant will have the affirmative duty not to ingest any substance, including but not limited to alcohol, which will cause a body fluid sample to test positive for prohibited substances.

k. Defendant shall promptly notify the Board Secretary or Compliance Coordinator of any citation or arrest for traffic or for criminal offenses.

l. Upon request, Defendant shall make himself available for one or more personal appearances before the Board or its authorized designee.

m. Defendant shall submit any required reports and forms on a timely and prompt basis to the Compliance Coordinator or authorized designee.

BOARD _____ SSI _____

n. Defendant will execute such releases of medical and psychiatric records during the entire term of this Order as necessary for use by the Compliance Coordinator to obtain copies of medical records and assessments, and authorize the Compliance Coordinator to discuss Defendant's case with Defendant's treating physicians and/or any physicians holding Defendant's records.

o. If Defendant moves his residence or practice location out of the State of Oklahoma during this Order, this Order will be tolled until such time as Defendant returns to the State of Oklahoma and begins practicing within the state. Defendant will notify the Board Secretary and Compliance Coordinator prior to moving out-of-state.

p. Failure to meet any of the terms of this Order will constitute cause for the Board to initiate additional proceedings to suspend, revoke or modify Defendant's license after due notice and hearing. Immediately upon learning that a licensee is in violation of this Order, the Executive Director of the Board may summarily suspend the license based on imminent harm to the public and assign a hearing date for the matter to be presented at the next scheduled Board meeting.

Specific Terms:

q. Defendant shall immediately notify the Board in writing of any action, violation or non-compliance arising out of or relating to the 2017 Texas, Tarrant County, Case No: 1512106.

r. Defendant shall sign a lifetime contract with the Oklahoma Health Professionals Program ("OHPP") and abide by all recommendations. This shall include, but is not limited to, random drug screens, Sober Link, and provide record of attendance at meetings, as requested by OHPP staff or Board Compliance Coordinator.

s. Defendant agrees that if he does not meet the conditions set forth in the OHPP contract, that he will be required to meet with the OHPP Medical Director or its designee to evaluate more intense modalities of evaluation and/or treatment. In the case of an untreated relapse and/or failure to meet these conditions, Defendant agrees that he may be reported to the Oklahoma State Board of Medical Licensure and Supervision.

t. Defendant shall follow-up with an individual addiction medicine specialist approved of in advance by the Board Secretary, who will prescribe Naltrexone and provide quarterly reports to the Compliance Coordinator, within three (3) months of an Oklahoma Attorney General Opinion approving this Order.

u. Defendant shall be seen by an addiction counselor / therapist, approved of in advance by the Board Secretary, who will evaluate the Defendant and make further recommendations to the Compliance Coordinator, within three (3) months of an Oklahoma Attorney General Opinion approving this Order.

v. All prospective employment shall be preapproved by the Board Secretary. If Defendant desires to change his employment, the proposed working environment must be approved of in advance by the Board Secretary.

w. Defendant shall obtain an AA twelve-step sponsor and provide the sponsor's name and meeting attendance records monthly to the Compliance Coordinator.

x. Defendant shall attend a minimum of three (3) Alcoholics Anonymous/Narcotics Anonymous (AA) meetings. In addition, Defendant shall attend weekly Caduceus meetings, one of which must be in person.

y. Defendant shall promptly notify the Compliance Coordinator of any relapse, including any entry, or re-entry, into a treatment program of substance abuse, including alcohol.

4. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees, investigation costs, staff time, salary and travel expenses, witness fees and attorney's fees.

5. A copy of this Order shall be provided to Defendant as soon as it is processed.

This Order is subject to review and approval by the Oklahoma Attorney General, and this Order shall become final upon completion of the review by the Oklahoma Attorney General unless disapproved, in which case this Order shall be null and void.

Dated this 7th day of MARCH, 2019.

Mark S. Fixley, M.D., President
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Sherif Sayed Ismail, M.D.
License MD 22720

Billy H. Stout, M.D., Board Secretary
OKLAHOMA STATE BOARD OF MEDICAL
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(405) 962-1499 Facsimile
Attorney for Plaintiff

BOARD MH SSI- ST

Certificate of Service

This is to certify that on the 3rd day of April, 2019, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

U.S. Certified Mail
Sherif Sayed Ismail, M.D.
503 San Juan Drive
Southlake, Texas 76092
Defendant

Elizabeth A. Scott
Anthony J. Hendricks
CROWE & DUNLEVY, P.C.
Braniff Building
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