

FILED

DEC 22 2014

MEDICAL LICENSURE  
COMMISSION

ALABAMA STATE BOARD OF )  
 MEDICAL EXAMINERS, )  
 )  
 Complainant, )  
 )  
 vs. )  
 )  
 GARY S. HAYES, M. D., )  
 )  
 Respondent. )

BEFORE THE MEDICAL LICENSURE  
COMMISSION OF ALABAMA

CASE NO. 14-043 ✓

**JOINT PETITION, STIPULATION AND CONSENT ORDER**

COME NOW, the Alabama State Board of Medical Examiners, Complainant herein, and GARY S. HAYES, M. D., Respondent herein, and respectfully submit to the Medical Licensure Commission this Joint Petition with Stipulation and Consent Order:

STIPULATION

1. The Respondent, GARY S. HAYES, M. D., was duly licensed to practice medicine or osteopathy in the state of Alabama on August 2, 1994, having been issued license number MD.18423, and the Respondent was so licensed at all times relevant to the matters asserted herein.

2. It is admitted by Dr. Hayes that on or about December 5, 2013, Dr. Hayes submitted or caused to be submitted an Alabama medical license renewal application for the year 2014 on which the certification was made that the annual minimum continuing medical education requirement of 25 credits had been met or would be met by December 31, 2013, and the licensee had supporting documents if audited.

3. Dr. Hayes admits that, in fact, the required number of continuing medical education credits necessary for renewal of the 2014 license had not been obtained and/or that


supporting documentation was not produced; specifically, Dr. Hayes obtained zero (0) valid credits.

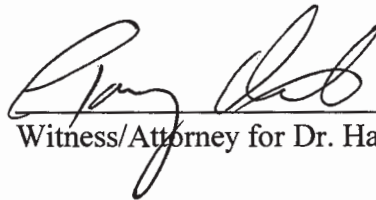
4. Dr. Hayes acknowledges and admits that the foregoing facts constitute grounds for the imposition of disciplinary sanctions against the licensee's license to practice medicine or osteopathy in Alabama. Dr. Hayes consents and agrees to the entry by the Medical Licensure Commission of Alabama of the Consent Order stated herein, and agrees to be bound by the findings of fact, conclusions of law, and terms and conditions stated therein. Dr. Hayes waives any further findings of fact and conclusions of law with respect to the above-styled matter, and waives any right to appeal of the Stipulation and Consent Order.

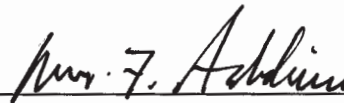
5. It is stipulated and agreed between the parties that this Joint Petition, Stipulation and Consent Order be submitted to the Medical Licensure Commission of Alabama, and that such Stipulation and Consent Order are subject to the Commission's approval. It is further agreed by the parties that the Medical Licensure Commission shall be permitted to examine and review, prior to approval of the Stipulation, the records and documents now in the possession of the Board of Medical Examiners concerning the stipulation of facts set forth herein. It is further agreed by the parties that, in the event the Medical Licensure Commission shall decline to accept this Stipulation and Consent Order as a basis for the disposition of the alleged grounds for imposition for disciplinary sanctions and requires the Board of Medical Examiners to present testimony and documentary exhibits at a subsequent hearing, any admissions by Dr. Hayes in this Stipulation shall not be binding upon Dr. Hayes, and the consideration by the Commission of the Joint Petition, Stipulation and Consent Order and the documentary evidence referred to herein, will not be prejudicial to the rights of Dr. Hayes to receive a fair and impartial hearing.

6. It is further agreed that Dr. Hayes will not assert that such prior consideration would preclude any member of the Medical Licensure Commission from rendering a fair, just and impartial decision after hearing the evidence.

STIPULATED AND AGREED this 17 day of December,  
2014.

  
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GARY S. HAYES, M. D.

  
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Witness/Attorney for Dr. Hayes

  
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William F. Addison, Attorney for the  
Alabama Board of Medical Examiners