

BEFORE THE MISSISSIPPI STATE BOARD OF MEDICAL LICENSURE
IN THE MATTER OF THE PHYSICIAN'S LICENSE
OF
SHUNDA LYNETTE GARNER, M.D.
ORDER REMOVING RESTRICTIONS ON LICENSE

THIS MATTER came on regularly for hearing on January 17, 2019, before the Mississippi State Board of Medical Licensure, in response to the petition of Shunda Lynette Garner, M.D. (hereinafter "Licensee"), seeking removal of all restrictions on her license to practice medicine in the State of Mississippi.

Licensee was present, represented by her counsel, Dave Porter. Complaint Counsel for the Board was Honorable Stan T. Ingram. Sitting as legal advisor to the Board was Honorable Gloria Green, Assistant Attorney General. Board members present for all proceedings were Claude D. Brunson, M.D., President, Charles D. Miles, M.D., Charles K. Lippincott, M.D., William D. McClendon, Jr., M.D., Michelle Y. Owens, M.D., Jeanne Ann Rea, M.D., Allen Gersh, M.D. and Kirk L. Kinard, D.O. Consumer members present were Wesley Breland, Maj. General (Ret.) Erik Hearon and Koomarie "Shoba" Gaymes.

Evidence and testimony was then taken. Based on the evidence and testimony received, the Board determines that following a full evidentiary hearing on March 18, 2015, Licensee was found guilty of multiple counts of violations of the Mississippi Medical Practice Act, including failure to obtain the requisite Continuing Medical Education (hereinafter "CME") required of all physicians, failure to personally dispense medication as required by Board Rules and Regulation, prescribing controlled substances outside the

course of legitimate professional practice, and failure to conduct a good-faith prior examination prior to prescribing controlled substances. The Board placed several restrictions on Licensee's certificate to practice medicine, including successful completion of CME and a prohibition against collaborating with mid-level providers until such time as she has completed all CME and "shall have received written approval from the board." During the hearing, it was revealed that Licensee completed all of the CME but did not request removal of the restrictions. When asked by the Board why she permitted more than three (3) years to lapse before requesting removal of restrictions, Licensee stated that she was under the mistaken belief that upon completion of the CME, removal of restrictions was automatic. Having now a clear understanding of the Board Order, the request was made.

Based upon the aforementioned evidence and testimony, the Board finds Licensee's petition to be well taken.

THEREFORE, IT IS HEREBY ORDERED, that Licensee's petition for removal of all restrictions on her Medical License (No. 16790) is here by granted. Licensee now holds an unrestricted medical license.

IT IS FURTHER ORDERED, that pursuant to Miss. Code Ann. §73-25-27(1972), a copy of this Order shall be sent by registered mail or personally served on Shunda Lynette Garner, M.D.

ORDERED, this the 17th day of January, 2019.

**MISSISSIPPI STATE BOARD OF
MEDICAL LICENSURE**

BY: 

**CLAUDE D. BRUNSON, M.D.
PRESIDENT**