

2014 OK 90
IN THE SUPREME COURT OF THE STATE OF OKLAHOMA

FILED
SUPREME COURT
STATE OF OKLAHOMA
NOV - 4 2014
MICHAEL RICHIE
CLERK

Larry A. Burns, D.O., on behalf of)
himself and his patients,)
)
Appellants,)
)
v.)
)
Terry L. Cline, in his official capacity)
as Oklahoma Commissioner of)
Health, Carl B. Pettigrew, D.O., in his)
official capacity as President of the)
Oklahoma State Board of)
Osteopathic Examiners, and Greg)
Mashburn, in his official capacity as)
District Attorney for Cleveland,)
Garvin, and McClain Counties,)
)
Appellees.)

No. 113,342
For Official Publication

MEMORANDUM OPINION

PER CURIAM

¶ 1 This opinion addresses only the trial court's denial of a temporary injunction to enjoin the enforcement of Senate Bill 1848, 2014 Okla. Sess. Laws ch. 370 (effective November 1, 2014) (Act). Appellant's constitutional challenge to the enactment remains pending in the trial court. Upon consideration of "Appellant's Emergency Motion for a Temporary Injunction or, in the Alternative, an Emergency Stay of the District Court's Order to Preserve the Status Quo", and pursuant to the authority provided by Article 7, section 4, of the Oklahoma Constitution, this Court temporarily enjoins enforcement of the Act until the constitutionality of the Act is fully and finally litigated.

¶2 This matter is remanded to the trial court for determination of the constitutional challenge to the Act to be memorialized by findings of fact and conclusions of law. This Court expresses no opinion concerning the validity of the Act.

ALL JUSTICES CONCUR