

BURNS v. CLINE

2014 OK 90

Case Number: 113342

Decided: 11/04/2014

THE SUPREME COURT OF THE STATE OF OKLAHOMA



Cite as: 2014 OK 90, ___ P.3d ___

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.

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

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