

IN AND BEFORE THE STATE BOARD OF MEDICAL EXAMINERS

STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel)
STATE BOARD OF MEDICAL)
EXAMINERS,)
)
Plaintiff,)
)
v.)
)
AMBROSIO F. PINAROC, M.D.,)
Medical License No. 11203,)
)
Defendant.)

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STATE BOARD
MEDICAL EXAMINERS

FINAL ORDER

This cause came on for hearing before the Oklahoma Board of Medical Examiners en banc on April 25, 1986, at 5104 N. Francis, Suite C, Oklahoma City, Oklahoma, pursuant to notice given as required by law and the rules of the Board.

Daniel J. Gamino, Attorney, appeared for the Plaintiff and Stephen D. Colbert, Attorney, appeared for the Defendant.

The Board of Medical Examiners en banc heard the testimony, reviewed exhibits and being fully advised in the premises, the Board of Medical Examiners therefore finds as follows:

FINDINGS OF FACT

1. That Ambrosio F. Pinaroc, M.D., holds Oklahoma Medical License No. 11203.

2. That the Board of Medical Examiners en banc has jurisdiction over the subject matter herein and that notice has been given in all respects as required by law and the rules of the Board.

3. That from July 1, 1985, through October 29, 1985, Defendant wrote approximately 34 prescriptions for Schedule II drugs in a total amount of 743 dosage units and in the period of time from July 1, 1985, through October 29, 1985, Defendant wrote a total of approximately 602 prescriptions for Schedule III, IV and V drugs for a total number of dosage units of 22,723.

4. That a prescription survey conducted in reference to certain scheduled drugs reveals that Patient S.M. received approximately 32 prescriptions for 925 dosage units of scheduled drugs from July 9, 1985, through October 23, 1985, for an average of 9.25 dosage units per day of scheduled drugs.

5. That the survey reveals that patient V.T. received 32 prescriptions for a total of 960 dosage units of scheduled drugs from July 3, 1985, through October 25, 1985, for an average of 8.35 dosage units per day of scheduled drugs.

6. That the survey reveals that patient M.M. received 24 prescriptions for a total of 690 dosage units of scheduled drugs from July 10, 1985, through October 10, 1985, for an average of 7.50 dosage units per day of scheduled drugs.

7. That the survey reveals that patient B.L. received approximately 12 prescriptions for a total of 390 dosage units of scheduled drugs from September 6, 1985, through October 28, 1985, for an average of 7.35 dosage units per day of scheduled drugs.

8. That patient records reveal that scheduled drugs were being prescribed in excess of the amount considered good medical practice for the medical need presented.

CONCLUSIONS OF LAW

1. That Ambrosio F. Pinaroc, M.D., holding Oklahoma Medical License No. 11203, is in violation of the Oklahoma Medical Practice Act, 59 O.S. 1981, §509, Paragraph 17, to-wit:

"17. Prescribing, dispensing or administering of controlled substances or narcotic drugs in excess of the amount considered good medical practice, or prescribing, dispensing or administering controlled substances or narcotic drugs without medical need in accordance with published standards."

2. That Ambrosio F. Pinaroc, M.D., is in violation of the Rules and Regulations promulgated by this Board, specifically Section IX, Rules 1 and 2, to-wit:

"Rule 1: Indiscriminate or excessive prescribing, dispensing or administering of Controlled or Narcotic drugs."

"Rule 2. Prescribing, dispensing or administering of Controlled or Narcotic drugs in excess of the amount considered good medical practice."

ORDER

IT IS THEREFORE ORDERED by the Board of Medical Examiners of Oklahoma as follows:

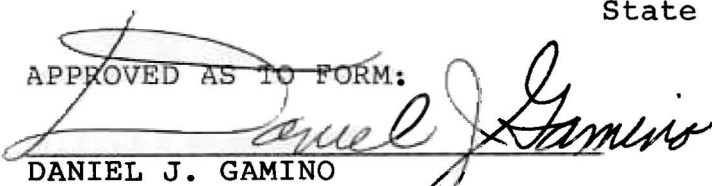
1. That the Defendant, Ambrosio F. Pinaroc, M.D., License No. 11203, be and is hereby placed on probation to the Oklahoma State Board of Medical Examiners for a period of three years beginning on April 25, 1986, under the following terms and conditions:

- a. During the period of probation Dr. Pinaroc will keep duplicate, serially-numbered prescriptions for all scheduled drugs prescribed and shall make such records available to any inspector for the Oklahoma State Board of Medical Examiners.
- b. During the period of probation Dr. Pinaroc will furnish to the office of the State Board of Medical Examiners all current legal addresses and any change of address in writing.
- c. That Dr. Pinaroc shall appear before this Board or designated member thereof whenever requested to do so.

DATED this 12th day of May, 1986.


MARK R. JOHNSON, M.D., Secretary
State Board of Medical Examiners

APPROVED AS TO FORM:


DANIEL J. GAMINO
Daniel J. Gamino & Associates, P.C
3315 NW 63
Oklahoma City, OK 73116
(405) 840-3741
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING

I hereby certify that on the 15th day of May, 1985, I deposited in the U.S. Mails, postage prepaid, a true and correct copy of the above and foregoing Final Order addressed to Stephen D. Colbert, Colbert & Colber, P.O. Box 2169, Ardmore, OK 73402, and to Ambrosio F. Pinaroc, M.D., P.O. Box 596, Sulphur, OK 73086.

Kathy Lowell