

**IN AND BEFORE THE OKLAHOMA STATE BOARD
OF MEDICAL LICENSURE AND SUPERVISION
STATE OF OKLAHOMA**

FILED

STATE OF OKLAHOMA)
EX REL. THE OKLAHOMA BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)

MAR 31 2005

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff

v.

Case No. 05-04-2945

ALEXANDER THEODORE, M.D.,)
OKLAHOMA MEDICAL LICENSE NO. 11907,)

Defendant.

COMPLAINT

COMES NOW the plaintiff, the State of Oklahoma ex rel. the Oklahoma State Board of Medical Licensure and Supervision (the "Board"), by and through its attorney, Elizabeth A. Scott, Assistant Attorney General, and for its Complaint against the Defendant, Alexander Theodore, M.D., Oklahoma medical license no. 11907, alleges and states as follows:

1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians and surgeons in the State of Oklahoma pursuant to 59 Okla. Stat. §480 *et seq.*

2. Defendant, Alexander Theodore, M.D., holds Oklahoma medical license no. 1907.

3. On or about February 28, 2005, Defendant was disciplined by the Utah Division of Occupational and Professional Licensing of the Department of Commerce whereby his license to practice medicine was suspended on an emergency basis based upon a finding that his continued practice represented an immediate and significant danger to the public health, safety and welfare. Specifically, the suspension was based upon a finding that Defendant was involved in an elaborate insurance fraud and narcotics distribution scheme that involved the recruiting of patients to obtain prescriptions for Oxycontin, a Schedule II controlled dangerous substance. Defendant worked with "recruiters", who found patients who had insurance that would cover the prescribing of Oxycontin. The recruiters met the patients at Defendant's office, and the recruiters would pay \$400.00 to \$500.00 per visit. At the visits, no medical examinations were performed, nor were appropriate diagnoses made. The patients got a prescription for Oxycontin from

Defendant, then turned over the majority of the Oxycontin to the recruiters for them to sell. The patient was then reimbursed for the Oxycontin by insurance.

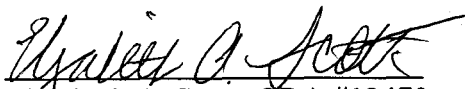
4. Defendant is guilty of unprofessional conduct in that he:
 - A. Was subject to disciplinary action of another state or jurisdiction based upon acts or conduct by the licensee similar to acts or conduct that would constitute grounds for action as defined in this section pursuant to OAC 435:10-7-4(31).

Conclusion

WHEREFORE, plaintiff requests that the Board conduct a hearing, and upon proof of the allegations contained herein, impose such disciplinary action as authorized by law, up to and including the revocation or suspension of the Defendant's license to practice as a physician and surgeon in the State of Oklahoma, the assessment of costs and fees incurred in this action, and any other appropriate action with respect to Defendant's license to practice as a physician and surgeon in the State of Oklahoma.

Dated this 3/15 day of March, 2005 at 10:00 a.m.

Respectfully submitted,



Elizabeth A. Scott, OBA #12470
Assistant Attorney General
State of Oklahoma
5104 N. Francis, Suite C
Oklahoma City, OK 73118

Attorney for the State of Oklahoma ex rel.
Oklahoma State Board of Medical
Licensure and Supervision