

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

**FILED**

MAY 14 2015

**OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION**

STATE OF OKLAHOMA, *ex rel.* )  
THE OKLAHOMA STATE BOARD )  
OF MEDICAL LICENSURE AND )  
SUPERVISION, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
ROBERT SPRANGER RYAN, M.D. )  
LICENSE NO. 15972 )  
 )  
 )  
Defendant. )

Case No. 12-11-4639

**ORDER ACCEPTING  
VOLUNTARY SUBMITTAL TO JURISDICTION**

Plaintiff, the State of Oklahoma, *ex rel.* the Oklahoma State Board of Medical Licensure and Supervision ("Board"), by and through its attorney, Joseph L. Ashbaker, Jr., Assistant Attorney General, for the State of Oklahoma and the staff of the Board, as represented by the Secretary of the Board, Billy H. Stout, M.D., and the Executive Director of the Board, Lyle Kelsey, and the Defendant, Robert Spranger Ryan, M.D., Oklahoma medical license no. 15972 who appears in person and through counsel, Gene Stanley, offer this Agreement effective May 14, 2015, for acceptance by the Board *en banc* pursuant to Okla. Admin. Code § 435:5-1-5.1.

By voluntarily submitting to jurisdiction and entering into this Order, the Defendant admits to the allegations herein contained and further acknowledges that a hearing before the Board could result in some sanction under the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act ("Act").

The Defendant, Robert Spranger Ryan, M.D., states that he is of sound mind and is not under the influence of, or impaired by, any medication or drug and that he fully recognizes his right to appear before the Board for an evidentiary hearing on the allegations made against him. The Defendant hereby voluntarily waives his right to a full hearing, submits to the jurisdiction of the Board and agrees to abide by the terms and conditions of this Order. The Defendant acknowledges that he has read and understands the terms and conditions stated herein, and that this agreement has been reviewed and discussed with him and his legal counsel.

### Agreements and Stipulations

1. The Plaintiff, the Defendant and the Board Staff stipulate and agree as follows:
2. 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 O.S. § 480 *et seq.*
3. The Defendant, Robert Spranger Ryan, M.D., holds Oklahoma medical license no. 15972.
4. This matter originated on 08-20-2012 with a report from by the Oklahoma Bureau of Narcotic and Dangerous Drugs (OBND) to Investigator RD reporting concerns of Defendant overprescribing Controlled Dangerous Substances (CDS) to patients.
5. On 03-13-2013 investigator JL interviewed Defendant at his clinic. Records were obtained by subpoenas for four (4) patients from both St. Anthony's Hospital as well as from the Center for Integrative Women's Health Care.
6. Defendant was interviewed and medical and prescription records were investigated and evaluated.
7. Defendant admits that he knew all 4 of the patients had been treated for chronic pain conditions prior to becoming his patients. Further he was concerned each had possible medication dependence issues or the potential for medication dependence and he continued to prescribe narcotics to them despite these concerns. Defendant agrees his continued caring for these 4 patients to include providing medications was not in accordance with the Board's Rules of Professional Conduct.

### Conclusions of Law

1. The Defendant is guilty of unprofessional conduct in that he engaged in:
  - a. Prescribing of controlled substances or narcotic drugs in some cases in an excessive amount or in other cases for a duration of time not considered good medical practice in violation of 59 O.S. 2011, § 509(16) and in violation of Okla. Admin. Code § 435:10-7-4(2);;
  - b. Failure to maintain an office record for each patient which accurately reflects the evaluation, treatment, and medical necessity of treatment of the patient in violation of 59 O.S. 2011, § 509(18);

- c. Except as otherwise permitted by law, prescribing to a habitue or addict or any person previously drug dependent, any drug legally classified as a controlled substance or recognized as an addictive or dangerous drug in violation of Okla. Admin. Code § 435:10-7-4(25);

**Order**

**IT IS THEREFORE ORDERED** by the Oklahoma State Board of Medical Licensure and Supervision as follows:

1. The Board *en banc* hereby adopts the agreement of the parties in this Voluntary Submittal to Jurisdiction;
2. It is **ORDERED** that the Defendant will be placed on **PROBATION** for a period of one(1) year and said probation shall have the following provisions:

**Standard Terms:**

- a) The Defendant will conduct his practice in compliance with the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act as interpreted by the Board. Any question of interpretation regarding the Act or this order shall be submitted in writing to the Board, and no action based on the subject of the question will be taken by the Defendant until clarification of interpretation is received by the Defendant from the Board or its designee.
- b) The Defendant will furnish a copy of this order to each and every state in which he holds licensure or applies for licensure and to all hospitals, clinics or other facilities in which he holds or anticipates holding any form of staff privileges or employment.
- c) The Defendant will keep the Board informed of his current address.
- d) Until such time as all indebtedness to the Board has been satisfied, the Defendant will reaffirm said indebtedness in any and all bankruptcy proceedings.


- e) The Defendant shall make himself available for one or more personal appearances before the Board or its designee upon request.
- f) The Defendant will keep current payment of all assessments by the Board for prosecution, investigation and monitoring of his case, which shall include, but is not limited to, a fee of one hundred fifty dollars (\$150.00) per month during the term of probation, unless the Defendant affirmatively obtains a deferment of all or part of said fees upon presentation of evidence that is acceptable to the Board Secretary.
- g) The Defendant shall submit any required reports and forms on a timely and prompt basis to the Compliance Coordinator or designee.
- h) Failure to meet any of the terms of this Board Order will constitute cause for the Board to initiate additional proceedings to suspend, revoke or modify the Defendant's license after due notice and hearing. Immediately upon learning that a licensee is in violation of a Board-ordered probation, the Executive Director of the Board may summarily suspend the license based on imminent harm to the public and assign a hearing date for the matter to be presented at the next scheduled Board meeting.

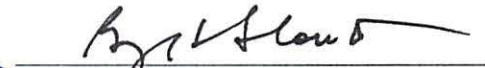
**Specific Terms:**


- i) Defendant will make himself and his records available to Executive Board staff and allow them access to the same. Further, Defendant will cooperate with Board staff in their monitoring and supervision of Defendant and his practice.
- j) Defendant will attend (not online courses) two category one CME courses in Prescribing. These two CME courses are *in addition to* his normally required CME courses and will be completed during the term the probation as stated herein.
- k) Defendant shall continue in his current employment. If, at such time, Defendant desires a change in employment, any proposed change must be approved by Board Secretary.
- l) Defendant will be allowed to supervise nurse practitioners (without prescriptive authority) as part of his duties at VarietyCare where he currently practices.

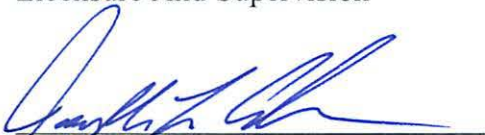
Dated this \_\_\_\_ day of \_\_\_\_\_, 2015.

  
\_\_\_\_\_  
John William Kinsinger, M.D., President  
Oklahoma State Board of Medical  
Licensure and Supervision

  
\_\_\_\_\_  
Robert Spranger Ryan, M.D.  
License No. 15972

  
\_\_\_\_\_  
Billy H. Stout, M.D., Secretary  
Oklahoma State Board Of Medical  
Licensure And Supervision

  
\_\_\_\_\_  
R. Gene Stanley, OBA No. 20853  
Rife, Walters, Stanley & Natarajan, LLP  
1017 NW 6<sup>th</sup> Street  
Oklahoma City, OK 73106  
*Attorney for Defendant*

  
\_\_\_\_\_  
Joseph L. Ashbaker, Jr.  
OBA No. 19395  
Assistant Attorney General  
General Counsel Section  
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE AND  
SUPERVISION  
101 N.E. 51<sup>st</sup> Street  
Oklahoma City, Oklahoma 73105  
405/962.1400  
405/962.1499 – Facsimile

**RECEIVED**

APR 13 2015  
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE  
AND SUPERVISION