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

STATE OF OKLAHOMA)	FILED
EX REL. THE OKLAHOMA BOARD OF MEDICAL LICENSURE)	NOV 3 0 2004
AND SUPERVISION, Plaintiff,)	OKLAHOMA STATE BOARD OF, MEDICAL LICENSURE & SUPERVISION
v.))	Case No. 04-02-2769
STEPHEN LESTER GREER, M.D.,)	
LICENSE NO. 17372	į	
Defendant.)	

APPLICATION TO DETERMINE EMERGENCY

Plaintiff, the State of Oklahoma ex rel. the Oklahoma State Board of Medical Licensure and Supervision ("State"), seeks to have an emergency declared to enable the Secretary of the Board to conduct an emergency suspension hearing against Defendant, Stephen Lester Greer, M.D., Oklahoma medical license number 17372, as authorized under 59 Okla. Stat. §503.1 and 75 Okla. Stat. §314. In support of this application, the State submits the following:

- 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. (the "Act"). Under Section 503.1 of the Act, the Secretary of the Board may determine that "an emergency exists for which the immediate suspension of a license is imperative for the public health, safety and welfare."
- 2. Defendant, Stephen Lester Greer, M.D., holds Oklahoma license no. 17372, and is authorized to practice as a physician and surgeon.
- 3. On November 10, 2004, Defendant submitted to a Multidisciplinary Assessment at Rush Behavioral Health Center based upon allegations of sexual misconduct set forth in a Complaint filed by the State of Oklahoma. Defendant's Complaint had previously been set to be heard by the Board on November 4, 2004, but was continued based upon Defendant's agreement to submit to the assessment at Rush.
 - 4. The Rush Multidisciplinary Assessment team concluded as follows:

In light of the above matters, we are of the opinion, to a reasonable degree of medical and psychiatric certainty, Dr. Greer is not currently appropriate to

practice medicine with requisite competency, safety, and skill. Within one week to ten days of receiving these recommendations, Dr. Greer would be expected to have arranged for coverage of his patients and closed his psychiatric practice. He would also be expected to then immediately enter a residential program for health professionals who have engaged in sexual misconduct. Our impressions have been shared with Dr. Greer.

- 5. The State is basing its application for emergency upon the recommendation of Rush, and the fact that as of November 30, 2004, nineteen (19) days after his discharge from Rush, he is still practicing and has not closed his practice, despite receiving the Rush recommendations at the time of his discharge.
- 6. Defendant's failure to abide by the recommendations of Rush, his failure to close his practice, his failure to arrange for coverage of his patients, and his failure to immediately enter residential treatment for sexual misconduct, and Rush's conclusion that Defendant is not currently appropriate to practice medicine with requisite competency, safety and skill justify an emergency suspension hearing to protect the public health, safety and welfare.

WHEREFORE, the State respectfully requests that an emergency be declared, that an emergency suspension hearing be conducted by the Secretary and that the Secretary suspend Defendant's license until a hearing before the Board *en banc*.

Respectfully submitted,

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OKLAHOMA STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION