

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

STATE OF OKLAHOMA, *ex rel.*)
OKLAHOMA STATE BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
)
Plaintiff,)
)
v.)
)
STEPHEN L. GREER, M.D.,)
LICENSE NO. MD 17372,)
)
Defendant.)

FILED

MAR 13 2019

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 16-07-5344

VERIFIED COMPLAINT FOR PROFESSIONAL MISCONDUCT

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision (“Board”) alleges and states as follows for its Complaint against STEPHEN L. GREER, M.D. (“Defendant”):

I. JURISDICTION

1. This Board has jurisdiction over the subject matter and 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. 59 O.S. 2011, § 480, *et seq.* and Okla. Admin. Code 435:5-1-1 *et seq.*
2. Defendant holds Oklahoma medical license no. 17372, which was first issued on July 6, 1990. The acts and omissions complained of herein were made while Defendant was acting as a physician pursuant to his medical license conferred upon him by the State of Oklahoma as well as outside the scope of medical license. Such acts and omissions occurred within the physical territory of the State of Oklahoma.

II. ALLEGATIONS OF UNPROFESSIONAL CONDUCT

3. This action arises out of allegations received from the U.S. Office of the Inspector General voicing concerns regarding allegations that Defendant, Stephen L. Greer, M.D., was engaging in an inappropriate relationship with a female patient to whom he was prescribing controlled dangerous substances.
4. Board investigator Robbin Roberts received Reports of Contact from the Veterans Administration along with a letter of intent to report from the Veteran’s Administration Medical Center in Muskogee and a response from Defendant and opened an investigation.

5. The report and subsequent investigation by the Veteran's Administration and U.S. Office of the Inspector General resulted in the criminal charge filed in the United States District Court for the Eastern District of Oklahoma of one felony count of Tampering with a Witness, Victim or Informant in violation of 18, U.S.C. § 1515(b)(3) in case number CR17-052-JHP.
6. On August 16, 2017, Dr. Stephen L. Greer was indicted in the United States District Court for the Eastern District of Oklahoma on one felony count of Tampering with a Witness, Victim or Informant in violation of 18, U.S.C. § 1515(b)(3) in case number CR17-052-JHP.
7. On August 21, 2017, Dr. Stephen L. Greer entered into a plea agreement and the factual basis for the plea is as follows:

From on or about July 1, 2016 and continuing until on or about July 7, 2016, I, Stephen Lester Greer, knowingly attempted to corruptly persuade another person, Patient A, by driving to McAlester Oklahoma and meeting in person with Patient A after federal law enforcement officers admonished me not to contact Patient A. While in McAlester, I instructed Patient A to lie to federal law enforcement officers about topics including our sexual relationship, financial assistance, the paternity of Patient A's baby, and the hotel rooms we both shared and in the process handed Patient A a yellow notebook paper that summarized these topics all with the intent to hinder, delay or prevent Patient A's communication of information to a law enforcement officers of the United States of information related to the commission or possible commission of a federal offense.

All in violation of Title 18, United States Code, Section 1512(b)(3).

8. Greer pleaded guilty in a Plea Agreement which was filed with the Court Clerk of the United States District Court for the Eastern District of Oklahoma on August 23, 2017.
9. Dr. Stephen L. Greer was convicted in the United States District Court for the Eastern District of Oklahoma of one felony count of Tampering with a Witness, Victim or Informant in violation of 18, U.S.C. § 1515(b)(3) on October 24, 2018 and sentenced to Twenty One (21) months in the custody and control of the Federal Bureau of Prisons beginning November 26, 2018 with three (3) years post release supervised probation.

III. HISTORY AT THE BOARD

10. It is important to note that this Dr. Stephen L. Greer has had boundary issues in the past. Greer was found guilty, by this Board, of the following violations:
 - a. Abused the physician's position of trust by coercion, manipulation or fraudulent representation in the doctor-patient relationship in violation of OAC 435:10-7-4(44).
 - b. Failed 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. § 509(19).

- c. Violated any state or federal law or regulation relating to controlled substances in violation of OAC 435:10-7-4(27).

These finding resulted in Dr. Greer's license being suspended indefinitely in March 2005. His license was later reinstated under terms and conditions of probation which were subsequently lifted.

IV. VIOLATIONS

- 11. Based on the foregoing, Defendant, Stephen Lester Greer, M.D., is guilty of unprofessional conduct as follows:
 - a. Conviction of a felony or of any offense involving moral turpitude, in violation of 59 O.S. § 509(5);
 - b. Dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public, in violation of 59 O.S. § 509(8);
 - c. The commission of any act which is a violation of the criminal laws of any state when such act is connected with the physician's practice of medicine. A complaint, indictment or confession of a criminal violation shall not be necessary for the enforcement of this provision. Proof of the commission of the act while in the practice of medicine or under the guise of the practice of medicine shall be unprofessional conduct, in violation of 59 O.S. § 509(9);
 - d. Engaging in physical conduct with a patient which is sexual in nature, or in any verbal behavior which is seductive or sexually demeaning to a patient, in violation of 59 O.S. § 509(17);
 - e. The conviction of a felony or any offense involving moral turpitude whether or not related to the practice of medicine and surgery, in violation of Okla. Admin. Code § 435:10-7-4 (10);
 - f. Conduct likely to deceive, defraud, or harm the public, in violation of Okla. Admin. Code § 435:10-7-4(11);
 - g. Commission of any act of sexual abuse, misconduct, or exploitation related or unrelated to the licensee's practice of medicine and surgery, in violation of Okla. Admin. Code § 435:10-7-4(23);
 - h. Abuse of physician's position of trust by coercion, manipulation or fraudulent representation in the doctor-patient relationship, in violation of Okla. Admin. Code § 435:10-7-4(44); and
 - i. Engaging in predatory sexual behavior, in violation of Okla. Admin. Code § 435:10-7-4(45).

V. CONCLUSION

Given the foregoing, the undersigned respectfully requests 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 suspension or revocation and any other appropriate action with respect to Defendant's professional license, including an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,



Cathy S. Adams, OBA No. 31930

Assistant Attorney General

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Oklahoma City, Oklahoma 73105

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FOR: OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

VERIFICATION

I, Robbin Roberts, under penalty of perjury, under the laws of the State of Oklahoma, state as follows:

1. I have read the above Complaint regarding Stephen L. Greer, M.D., Defendant; and
2. The factual statements contained therein are true and correct to the best of my knowledge and belief.



Robbin Roberts, Investigator
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Date: 3-7-19

Oklahoma

County, State of Execution