

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

FILED

SEP 23 2011

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

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff)

v.)

Case No. 11-09-4414

STEPHEN PAUL WOLF, M.D.,)
LICENSE NO. 17827,)

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, Stephen Paul Wolf, M.D., Oklahoma license no. 17827, 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, Stephen Paul Wolf, M.D., holds Oklahoma license no. 17827 and previously practiced internal medicine in Oklahoma City, Oklahoma.

3. On or about November 16, 2009, Defendant was arrested at his home in Oklahoma City, Oklahoma for stabbing and killing his nine (9) year old son, and stabbing and injuring his wife.

4. On or about November 25, 2009, Defendant was charged with **MURDER IN THE FIRST DEGREE (FELONY)** and **ASSAULT AND BATTERY WITH A DANGEROUS WEAPON (FELONY)**, Case No. CF-2009-6406.

5. On or about June 3, 2011, Defendant was acquitted on both counts filed against him on the ground of insanity at the time of the commission of the offenses.

6. As a result of the Court's finding that Defendant was insane, he was immediately committed to a facility designated by the Oklahoma Department of Mental Health and Substance Abuse Services to examine and treat forensic individuals.

7. Defendant is guilty of unprofessional conduct in that he:

A. Has been found mentally incompetent or insane by any court of competent jurisdiction in violation of OAC 435:10-7-4(16). Commitment to an institution for the insane shall be considered prima facie evidence of insanity of any physician or surgeon.

B. Is physically or mentally unable to practice medicine and surgery with reasonable skill and safety in violation of OAC 435:10-7-4(17).

C. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509(13) and OAC 435:10-7-4(39).

D. Is unable to practice medicine with reasonable skill and safety to patients ... as a result of any mental or physical condition in violation of 59 O.S. §509(15) and OAC 435:10-7-4(40).

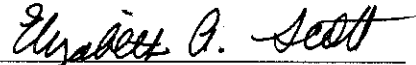
E. Engaged in practice or behavior that demonstrates an incapacity or incompetence to practice medicine and surgery in violation of OAC 435:10-7-4(18).

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 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 in the State of Oklahoma.

Dated this 23rd day of September, 2011 at 8:00 a.m.

Respectfully submitted,



Elizabeth A. Scott, OBA #12470
Assistant Attorney General
State of Oklahoma
101 N.E. 51st Street
Oklahoma City, OK 73105

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

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v.)
STEPHEN PAUL WOLF, M.D.,)

Case No. 11-09-4414

LICENSE NO. 15482)

Defendant.)

CITATION

YOU ARE HEREBY NOTIFIED that on the 23 day of September, 2011, a sworn Complaint was filed with the undersigned Secretary of the Oklahoma State Board of Medical Licensure and Supervision, State of Oklahoma, charging you with violations of the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act at 59 Okla. Stat. §509 (13) and (15) and OAC 435:10-7-4 (16), (17) (18), (39) and (40). A copy of the Complaint is attached hereto and made a part thereof.

On November 3, 2011, the Board will be in regular session at 9:00 o'clock a.m., at its offices located at 101 N.E. 51st Street, Oklahoma City, Oklahoma, at which time your Complaint will be considered by the Board, and a hearing will be held pursuant to the Oklahoma Administrative Procedures Act, 75 Okla. Stat. §309, *et seq.*, as amended.

If the Board decides, after considering all the testimony and evidence, that you are guilty as charged, your license to practice as a physician within the State of Oklahoma may be suspended or revoked or other disciplinary action may be taken by the Board as authorized by law, including the assessment of costs and attorney's fees for this action as provided by law.

Under the laws of the State of Oklahoma, you are required to file your written Answer under oath with the Secretary of the Board within twenty (20) days after the Citation is served upon you. Unless your Answer is so filed, you will be considered in default, and the Board may accept the allegations set forth in the complaint as true at the hearing of the complaint. If the charges are deemed sufficient by the Board, your license to practice as a physician in the State of Oklahoma may be suspended or revoked.

THEREFORE, you are cited to appear at the hearing. If you are not present in person, you may be present through your attorney.

DATED this 23 day of September, 2011 at 8⁰⁰ o'clock.



GERALD C. ZUMWALT, M.D., Secretary
Oklahoma State Board of Medical
Licensure and Supervision



RETURN OF SERVICE BY AGENT

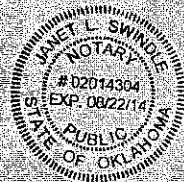
Received the attached and foregoing Citation and Scheduling Order in the investigation of Stephen Paul Wolf, MD, at Oklahoma City, Oklahoma, on the 23 day of September, 2011, and on the 27 day of September, 2011, at 3: o'clock P.M. served it on the within named by ~~delivering~~ a copy to faxing
Mack Martin, Attorney
(Name of person served)

At (address):

Martin Law Firm
405-236-8844 fax

Served by: Steph Wolf

Subscribed and sworn to before me on this 27 day of Sept, 2011



Janet Swindle
Notary Public

My Commission expires:
8-22-2014

CASE NAME: Stephen Wolf, MD

CASE #: 11-09-4414