

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. )  
 )  
DENNIS LEE ROBERTS, M.D., )  
LICENSE NO. 17909, )  
 )  
Defendant. )

**FILED**  
MAR 02 2016  
OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 10-10-4096

**ORDER MODIFYING**  
**ORDER ACCEPTING VOLUNTARY SUBMITTAL TO JURISDICTION**

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision ("Board") on January 14, 2016, at the office of the Board, 101 N.E. 51<sup>st</sup> Street, Oklahoma City, Oklahoma 73105, pursuant to notice given as required by law and the rules of the Board.

Dennis Lee Roberts, M.D. ("Defendant"), holding Oklahoma medical license no. 17909, appeared in person, *pro se*.

Gary Ricks, Compliance Coordinator, appeared on behalf of the Board.

The Board *en banc* heard testimony, presentation of the Compliance Coordinator, reviewed the exhibits presented, and being fully apprised of the premises, finds and orders as follows:

**Findings of Fact**

1. Defendant currently holds Oklahoma medical license number 17909.
2. On March 22, 2013 a Complaint and Citation, Case No. 10-10-4096, were filed by the Board against Defendant for allegations of unprofessional conduct including prescribing violations and medical records violations.
3. At a regular hearing on January 16, 2014, the Board accepted a Voluntary Submittal to Jurisdiction (VSJ) with sixty (60) days suspension followed by a five (5) year probation listing Standard and Specific Terms. An Order Accepting Voluntary Submittal to Jurisdiction ("VSJ") was filed on January 16, 2014.
4. Defendant is currently practicing under the terms of his VSJ.

5. On December 21, 2015 Defendant filed a motion to modify the terms of the VSJ probation, permitting him to prescribe two (2) controlled dangerous substances to assist in the needs of his diabetic and obesity patients.

Paragraph "O" of the VSJ states:

- o) Defendant will **not** prescribe any drugs in Schedules I, II, III, IV or V.
6. The Board concluded that Defendant's motion to modify the terms of his probation is **GRANTED**. Paragraph "O" of Defendant's VSJ will be modified to include the following:
  - o) Effective January 14, 2016, Defendant may begin prescribing two (2) controlled dangerous substances named Lyrica and Belviiq to provide assistance to his diabetic and obesity patients.

#### Conclusions of Law

1. The Board *en banc* has jurisdiction over the subject matter herein pursuant to 59 O.S. § 480 *et seq.* Notice was given as required by law and the rules of the Board.
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 Title 59 Okla. Stat. § 480 *et seq.* and Okla. Admin Code 435 § 5 *et seq.*
3. The Board is authorized to suspend, revoke or order any other appropriate sanctions against the license of any physician or surgeon holding a license to practice medicine in the state of Oklahoma for unprofessional conduct. 59 O.S. Supp. 2014, § 503. 59 O.S. 2011, §§ 509.1(A)(3), and (4). This authority is *quasi-judicial* 59 O.S. 2011, § 513(A)(1).
4. Defendant presented sufficient evidence and good cause to support the requested modification to his probation, paragraph "O" allowing Defendant to prescribe two (2) controlled dangerous substances.

#### Orders

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

1. Defendant's motion to modify the terms of his probation is **GRANTED**, allowing him to begin prescribing two (2) controlled dangerous substances. Specifically:

Paragraph "O" of the VSJ states:

- o) Defendant will **not** prescribe any drugs in Schedules I, II, III, IV or V.

Paragraph "O" is hereby modified to include the following:

- o) Effective January 14, 2016, Defendant may begin prescribing two (2) controlled dangerous substances named Lyrica and Belviq to provide assistance to his diabetic and obesity patients.
2. All other terms of Defendant's probation shall remain unchanged and in full force and effect.
3. Failure to meet any of the terms of this Order will be grounds for the Board to initiate proceedings to suspend or revoke the Oklahoma medical license of Dennis Lee Roberts, M.D., after additional notice and hearing as required by law.
4. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees and costs, investigation costs, staff time, salary and travel expenses, witness fees and attorney's fees.
5. A copy of this written order shall be sent to Defendant as soon as it is processed.

Dated this 2<sup>nd</sup> day of March, 2016.



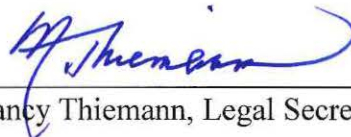
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Billy H. Stout, M.D., Board Secretary  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

**Certificate of Mailing**

This is to certify that on the 3<sup>rd</sup> day of March, 2016, a true and correct copy of this Order was sent by U.S. first-class mail, postage prepaid, to the following:

Dennis Lee Roberts, M.D.  
3421 Glenhaven Drive  
Midwest City, Oklahoma 73110



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Nancy Thiemann, Legal Secretary