

**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. MD 17909,)
)
Defendant.)

FILED

JUN 15 2021

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 19-10-5823

VERIFIED COMPLAINT

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

I. JURISDICTION

1. The 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. § 480, *et seq.* and Okla. Admin. Code 435:5-1-1 *et seq.*
2. In Oklahoma, Defendant holds medical license no. 17909.
3. The acts and omissions complained of herein were made while Defendant was licensed to practice medicine by the State of Oklahoma.

II. ALLEGATIONS OF UNPROFESSIONAL CONDUCT

4. This action arises out of criminal and unprofessional conduct by the Defendant related to a no-contest plea entered by Defendant on February 26, 2021 in the District Court of Pottawatomie County, State of Oklahoma, for one count of “Unlawful Distribution of Controlled Substances” in violation of 63 O.S. 2-401(A)(1). In exchange for his plea, the Defendant received a 5-year deferred sentence and, as a condition of probation, was ordered to forfeit his DEA/OBN prescribing authority for the full 5-year term.

5. For the State's Offer of Proof, it offered to present at least one agent from the Oklahoma Bureau of Narcotics (OBN) to provide testimony of the following:
 - a. That, between February 28, 2017 and April 18, 2017, the agent appeared undercover as a patient and the Defendant saw the agent as a patient.
 - b. That Defendant provided a prescription for Schedule II drugs to the agent and that said prescription was signed by Dr. Jeri Lynn Ellis (now deceased).
 - c. That Dr. Ellis never saw the agent as a patient and, instead, Dr. Ellis apparently signed prescriptions that were then provided to the agent by the Defendant.
 - d. That the Defendant, at the time this occurred, did not have prescribing authority for the prescribed medication due to a condition of probation with the Oklahoma Medical Board.

III. VIOLATIONS

6. Based on the foregoing, the Defendant is guilty of unprofessional conduct as follows:
 - a. Conviction or confession of, or plea of guilty, nolo contendere, no contest or Alford plea to a crime involving violation of: (a) the antinarcotic or prohibition laws and regulations of the federal government, (b) the laws of this state, (c) State Board of Health Rules, or (d) a determination by a judge or jury, in violation of Okla. Stat. tit. 59 § 509(7).
 - b. 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. Okla. Stat. tit. 59 § 509(9).
 - c. Violating any state or federal law or regulation relating to controlled substances, in violation of Okla. Admin. Code 435:10-7-4(27).

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,

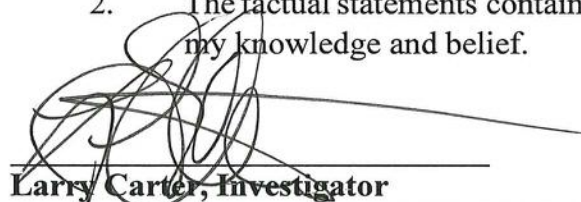


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VERIFICATION

I, Larry Carter, under penalty of perjury, under the laws of the State of Oklahoma, state as follows:

1. I have read the above Complaint regarding **DENNIS LEE ROBERTS, M.D.** and,
2. The factual statements contained therein are true and correct to the best of my knowledge and belief.



Larry Carter, Investigator
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Executed this 15th day of June, 2021, in Oklahoma County, State of Oklahoma.