

later, he emerged from the bedroom and pointed a loaded and cocked shotgun at a police officer. The police officer ordered him to drop the gun and he then retreated to the bedroom. Minutes later he surrendered to the police

5. Defendant was arrested and placed in the police vehicle for transport to jail. While handcuffed in the car, he attempted to escape, then kicked out the back passenger door window of the car.

6. On or about May 27, 2003, Defendant was charged with the crimes of FELONIOUSLY POINTING A WEAPON, a felony, in violation of 21 O.S. §1279, 1289.16, MALICIOUS INJURY/MISCHIEF, in violation of 21 O.S. §1760, and DOMESTIC ABUSE, a misdemeanor, in violation of 21 O.S. §644C in the District Court of Cleveland County, State of Oklahoma.

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

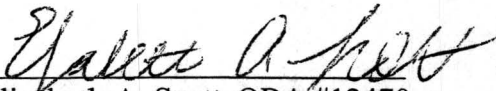
- A. Engaged in dishonorable or immoral conduct which is likely to deceive, defraud or harm the public in violation of 59 O.S. § 509 (9) and OAC 435:10-7-4 (11).
- B. Engaged in practice or other behavior that demonstrates an incapacity or incompetence to practice medicine and surgery in violation of OAC 435:10-7-4 (18).
- C. Is physically or mentally unable to practice medicine and surgery with reasonable skill and safety in violation of OAC 435:10-7-4 (17).

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 and surgeon 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 and surgeon in the State of Oklahoma.

Dated this 5th day of June, 2003 at 4:00 p.m.

Respectfully submitted,



Elizabeth A. Scott, OBA #12470

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Oklahoma State Board of Medical

Licensure and Supervision