

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

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

Plaintiff

v.

ROBERT SPENCER RENOARD, M.D.,
LICENSE NO. 19654,

Defendant.

FILED

MAR 05 2004

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 04-01-2763

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, Robert Spencer Renouard, M.D., Oklahoma license no. 19654, 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, Robert Spencer Renouard, M.D., holds Oklahoma license no. 19654.

3. On or about August 19, 2003, Defendant, who is a urologist, treated Patient JAW, a 10-year-old child, for a recurrent urinary tract infection. During this office visit, Defendant requested that Patient JAW's mother, LAW, hand express some breast milk for him to examine. LAW had a young child, in addition to Patient JAW. LAW advised Defendant that she did not know how to hand express breast milk. At that time, Defendant advised her that he knew how, and with ungloved hands, he expressed breast milk from LAW into his hands. Defendant then asked LAW to express additional breast milk into a cup in his presence, which she did as Defendant observed. Defendant committed these acts in the presence of Patient JAW.

4. On or about September 30, 2003, during a follow-up visit, Defendant ordered x-rays for Patient JAW. Defendant's assistant took Patient JAW from the room, at which time Defendant began to discuss breast milk with LAW. Defendant again requested that LAW

express breast milk in his presence, which she did. Defendant then requested that LAW express additional breast milk at her home and bring it back to him. He wrote on a prescription pad a note to lab personnel to dispense two (2) urine specimen cups to LAW. LAW took the prescription to the lab, where she was provided with two (2) cups with lids. She then took the cups home, expressed breast milk in them, and returned them to Defendant pursuant to his instructions.

5. On or about Sunday, November 16, 2003, Defendant called LAW at work to discuss Patient JAW. Defendant then asked LAW sexually explicit questions regarding her husband and her breasts.

6. 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 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 (18).
- C. Committed an act of sexual abuse, misconduct or exploitation related or unrelated to the licensee's practice of medicine and surgery in violation of OAC 435:10-7-4 (23).
- D. 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).

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 March, 2004 at 10:00 a.m.

Respectfully submitted,



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Attorney for the State of Oklahoma ex rel
Oklahoma State Board of Medical
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