

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

FILED

JUN 14 2013

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

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

v.)

Case No: 12-02-4502

AMAR NATH BHANDARY, M.D.)
LICENSE NO. 19783)
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, Scott Randall Sullivan, and for its Complaint against the Defendant, Amar Nath Bhandary, M.D., 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, Amar Nath Bhandary, M.D., holds Oklahoma license no. 19783.
3. Defendant is a 53-year old physician licensed in 1996 who specializes in psychiatry and pain management. He has had his own practice since 1997

PRIOR DISCIPLINARY ACTIONS

4. On 07-28-2005 a Letter of Concern was issued for a potential violation of the Oklahoma Medical Practice Act relating to record keeping and following chronic pain management

guidelines after a father reported the deaths of his daughter-in-law and then his son due to overdose from medications prescribed by Defendant.

5. On September 25, 2000 Defendant was convicted of Domestic Abuse Assault and Battery. He was arrested and charged with that crime in Oklahoma County on August 25, 1999. Defendant failed to report the arrest and conviction on his application for renewal dated and signed April 19, 2000.
6. On March 20, 2001 the National Practitioner Data Bank reported loss of hospital privileges due to failure to timely complete charts.

CURRENT UNPROFESSIONAL CONDUCT ALLEGATIONS

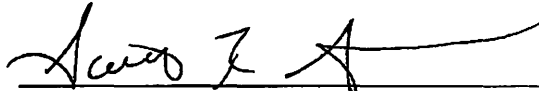
7. On May 28, 2013 Defendant pled guilty to health care fraud which is a felony. (18 USC § 1347.) The guilty plea constitutes a final felony conviction.
8. Defendant is guilty of unprofessional conduct in that he:
 - a) On May 28, 2013 pled guilty to health care fraud which is a felony mandating revocation of his medical license pursuant to Title 59 O.S. § 513 3.
 - b) Engaged in dishonorable or immoral conduct which is likely to deceive, defraud or harm the public in violation of Title 59 O.S. § 509 (8);
 - c) Engaged in 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 in violation of Title 59 O.S. § 509 (9); and
 - d) Engaged in conduct likely to deceive, defraud or harm the public in violation of Oklahoma Administrative Code Rule 435:10-7-4 (11)

CONCLUSION

WHEREFORE, the Plaintiff respectfully 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 suspension or revocation and any other appropriate action with respect

to Defendant's medical license, and an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Scott R. Sullivan", written over a horizontal line.

Scott Randall Sullivan, OBA #
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION
101 N.E. 51st Street
Oklahoma City, OK 73105

Attorney for Plaintiff