

**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 BRUNTON SMITH, M.D.,
OKLAHOMA MEDICAL LICENSE NO. 19942,**

Defendant.

FILED

DEC 02 2004

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 04-09-2867

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 Brunton Smith, M.D., Oklahoma medical license no. 19942, 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 Brunton Smith, M.D., holds Oklahoma medical license no. 19942.

3. On or about August 4, 2004, Defendant was disciplined by the State Board of Registration for the Healing Arts for the State of Missouri based upon a finding that he violated Missouri standards of professional conduct by improperly delegating professional responsibilities to an unlicensed person and that he signed blank prescription forms. Specifically, the State of Missouri found that the Defendant was guilty of misconduct, misrepresentation and dishonesty when he intentionally entrusted patients to the care of a person who represented herself as a licensed psychologist, when in fact Defendant knew that she was not licensed. The State of Missouri also found that Defendant signed blank prescriptions and left them at his office for the use of his staff, and that they were in fact filled out by staff and given to patients in Defendant's absence. Defendant was reprimanded and further ordered to complete CME on prescribing and

ethics within six (6) months of the date of the Order. A copy of the Findings of Fact, Conclusions of Law and Disciplinary Order executed by the State Board of Registration for the Healing Arts for the State of Missouri is attached hereto.


4. Defendant is guilty of unprofessional conduct in that he:
 - A. Was subject to disciplinary action of another state or jurisdiction based upon acts or conduct by the licensee similar to acts or conduct that would constitute grounds for action as defined in this section pursuant to OAC 435:10-7-4(31).

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 22nd day of November, 2004 at 3:00 p.m.

Respectfully submitted,



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Attorney for the State of Oklahoma ex rel.
Oklahoma State Board of Medical
Licensure and Supervision