

5. On or about June 14, 2002, Defendant submitted his application for licensure in the State of Georgia. In response to the question "To your knowledge, are you the subject of an investigation by any licensing board or agency as of the date of this application?", Defendant answered "NO". In fact, Defendant had been contacted and interviewed by Mr. Washbourne previously on both April 22, 2002 and April 29, 2002 regarding the investigation against him.

6. As a result of that investigation, on or about July 11, 2002, the State of Oklahoma filed a Complaint against Defendant alleging numerous acts of unprofessional conduct by Defendant.

7. On or about January 17, 2003, after due notice and hearing, Defendant was disciplined by the Board based upon a finding that he engaged in dishonorable or immoral conduct, that he violated the Medical Practice Act, that he aided and abetted the unlicensed practice of medicine, that he prescribed drugs without sufficient examination and establishment of a physician patient relationship, that he violated and confessed to crimes involving the anti-narcotic laws, that he violated criminal laws, that he failed to maintain accurate office records, that he delegated the authority for signing of prescriptions, and the he engaged in the improper management of medical records. The Board then suspended Defendant's license to practice medicine and surgery for one (1) year, to be followed by a five (5) year probation, and ordered him to complete community service.

8. On or about July 11, 2003, the State Board of Medical Examiners for the State and Georgia and Defendant entered into a Public Consent Order whereby Defendant was **SUSPENDED INDEFINITELY** based upon his false statements on his Georgia application for licensure.

9. 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).
- B. Engaged in fraud or misrepresentation in applying for or procuring a medical license or in connection with applying for or procuring periodic reregistration of a medical license in violation of OAC 435:10-7-4(8).
- C. Engaged in the use of any false, fraudulent, or deceptive statement in any document connected with the practice of medicine and surgery in violation of OAC 435:10-7-4(19).

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 1/12 day of September, 2003 at 7:55 a.m.

Respectfully submitted,


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Licensure and Supervision