

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

**FILED**

DEC 03 2004

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

Plaintiff,

v.

BRENT OLIVER HALE, M.D.,  
LICENSE NO. 20311,

Defendant.

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 04-09-2875

**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, Brent Oliver Hale, M.D., alleges and states as follows:

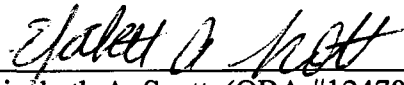
1. The Board is a duly authorized agency of the State of Oklahoma empowered to license and oversee the activities of physicians and surgeons in the State of Oklahoma pursuant to 59 Okla. Stat. §480 *et seq.*
2. Defendant, Brent Oliver Hale, M.D., holds Oklahoma license no. 20311.
3. On or about September 30, 2004, Defendant was arrested by the United States Drug Enforcement Agency for Conspiracy to Possess a Controlled Dangerous Substance, steroids, and Conspiracy to Distribute a Controlled Dangerous Substance, steroids. At the time of his arrest, the DEA executed a search warrant at his residence and confiscated vials of steroids and several IV needles.
4. Defendant has admitted that he purchased and administered to himself Deca-durabolin, an anabolic steroid, Schedule III controlled dangerous substance, and Reforvit, also known as Dianabol, a Class III controlled substance analogue, which pursuant to federal law, is treated as a Schedule I controlled dangerous substance to the extent intended for human consumption. Defendant has admitted that he did not obtain either of these through a legitimate prescription from a physician, but instead obtained them from Tommy Brown, an individual he knew from a bodybuilding gym.

5. Defendant is guilty of unprofessional conduct in that he:
- A. Procured, aided or abetted a criminal operation in violation of 59 O.S. §509(1).
  - B. Engaged in dishonorable or immoral conduct which is likely to deceive, defraud or harm the public in violation of 59 O.S. §509(8) and OAC 435:10-7-4(11).
  - C. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509(13) and OAC 435:10-7-4(39).
  - D. Purchased or prescribed any regulated substance in Schedule I through V, as defined in the Uniform Controlled Dangerous Substance Act, for the physician's personal use in violation of OAC 435:10-7-4(5).
  - E. Prescribed, sold, administered, distributed, ordered, or gave any drug legally classified as a controlled substance or recognized as an addictive or dangerous drug for other than medically accepted therapeutic purposes in violation of OAC 435:10-7-4(24).
  - F. Engaged in indiscriminate or excessive prescribing, dispensing or administering of Controlled or Narcotic drugs in violation of OAC 435:10-7-4(1).
  - G. Prescribed, sold, administered, distributed, ordered, or gave any drug legally classified as a controlled substance or recognized as an addictive dangerous drug to a family member or to himself or herself in violation of OAC 435:10-7-4(26).
  - H. Confessed to a crime involving a violation of the anti-narcotic laws of the federal government or the laws of this state in violation of 59 O.S. §509(7).
  - I. Prescribed a controlled substance without medical need in accordance with published standards in violation of 59 O.S. §509(16) and OAC 435:10-7-4(2) and (6).
  - J. Violated a state or federal law or regulation relating to controlled substances in violation of OAC 435:10-7-4(27)

*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,



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