

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

FILED

JUN 26 2023

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.*)
OKLAHOMA STATE BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)

Plaintiff,)

v.)

Case No. 23-06-6226

AMY LIEBL DARTER, M.D.)
LICENSE NO. MD 20754,)

Defendant.)

VERIFIED COMPLAINT

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision (“Board”), for its Verified Complaint against AMY LIEBL DARTER, M.D. (“Defendant”), alleges and states as follows:

I. JURISDICTION

1. The Board has jurisdiction over the subject matter and 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. 59 O.S. § 480, *et seq.* and Okla. Admin. Code 435:5-1-1 *et seq.*
2. In Oklahoma, Defendant holds medical license no. 20754.
3. The acts and omissions complained of herein were made while Defendant was licensed to practice medicine by the State of Oklahoma.

II. ALLEGATIONS OF UNPROFESSIONAL CONDUCT

4. This action arises out of Conduct by Defendant in relation to her practice of medicine. Board staff has received over seventy (70) complaints on Defendant within approximately one month. Most of the complaints center around Defendant refusing to produce patient records for patients who requested copies of their own records.
5. Upon looking into these complaints several other concerns were raised. Defendant made allegations that she and her practice were the victims of cyber attacks resulting in her inability to access patient records. In addition, Defendant continued to treat patients, both in her allergy clinic as well as her med spa, without consulting patient charts.

6. Board investigators contacted the company who managed Defendant's medical charts. This company asserted that Defendant's patient records were not subject to any cyber-attacks, were intact and were available and accessible by Defendant at any time and they would assist Defendant if she asked.
7. Defendant subsequently made other troublingly erratic and incredible statements regarding further targeting of herself, her practice and her family, though provided no credible evidence to support her claims.
8. One patient complained that she was given an injection and had an adverse reaction for the first and only time while being treated by Defendant. This patient also alleged that when she arrived at Defendant's office to receive a shot, the Medical Assistant giving the shot asked the patient what medicine, dosage and quantity of shots she should get as there were no charts to review. Another patient complained that Defendant did not have the allergy medicine he had previously paid for, and Defendant refused to give him his records so he could take them to a new provider.

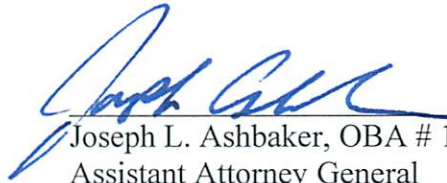
III. VIOLATIONS

9. Based on the foregoing, Defendant is guilty of unprofessional conduct as follows:
 - a. The inability to practice medicine with reasonable skill and safety to patients by reason of age, illness, drunkenness, excessive use of drugs, narcotics, chemicals, or any other type of material or as a result of any mental or physical condition. in violation of Title 59 § 509(15) & OAC 435:10-7-4 (17), (18) & (40).
 - b. Failure to provide necessary ongoing medical treatment when a doctor-patient relationship has been established, which relationship can be severed by either party providing a reasonable period of time is granted in violation of Title 59 § 509(19).
 - c. Failure to provide a proper and safe medical facility setting and qualified assistive personnel for a recognized medical act, including but not limited to an initial in-person patient examination, office surgery, diagnostic service or any other medical procedure or treatment. Adequate medical records to support diagnosis, procedure, treatment or prescribed medications must be produced and maintained in violation of Title 59 § 509(21).

V. CONCLUSION

Given the foregoing, the undersigned respectfully requests 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 professional license, including an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,



Joseph L. Ashbaker, OBA # 19395
Assistant Attorney General
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VERIFICATION

I, Jimmy Stokes, under penalty of perjury, under the laws of the State of Oklahoma, state as follows:

1. I have read the above Complaint regarding the Defendant, Amy Liebl Darter, M.D.; and
2. The factual statements contained therein are true and correct to the best of my knowledge and belief.



Jimmy Stokes
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Date: 6/26/23