

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

STATE OF OKLAHOMA, *ex rel.* )  
OKLAHOMA STATE BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
AMY LIEBL DARTER, M.D., )  
LICENSE NO. MD 20754, )  
 )  
Defendant. )

**FILED**

NOV 16 2023

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

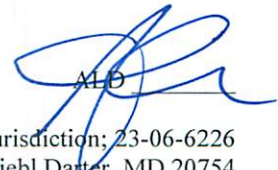
Case No. 23-06-6226

ORDER ACCEPTING

VOLUNTARY SUBMITTAL TO JURISDICTION

1. The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision ("Board"), by and through attorney, Joseph L. Ashbaker, Assistant Attorney General for the State of Oklahoma ("State") and the staff of the Board, as represented by the Secretary of the Board, Billy H. Stout, M.D., and the Executive Director of the Board, Lyle Kelsey, along with Amy Liebl Darter, M.D. ("Defendant"), Oklahoma Medical License No. 20754, who appears in person, and by and through her counsel of record, attorney Chris Smith, offer this Order Accepting Voluntary Submittal to Jurisdiction (herein, "Agreement" or "Order") effective November 16, 2023, for acceptance by the Board *en banc* pursuant to Okla. Admin. Code § 435:5-1-5.1.
2. By voluntarily submitting to jurisdiction and entering into this Order, Defendant acknowledges that a hearing before the Board would result in some sanction under the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act ("Act"), 59 O.S. 2011, § 480, *et seq.*
3. Defendant, Amy Liebl Darter, M.D., states that she is of sound mind and is not under the influence of, or impaired by, any medication or drug and that she fully recognizes her right to appear before the Board for an evidentiary hearing on the allegations made against her. Defendant hereby voluntarily waives her right to a full hearing, submits to the jurisdiction of the Board and agrees to abide by the terms and conditions of this Order. Defendant acknowledges that she has read and understands the terms and conditions stated herein.

*BM*



### Findings of Fact

The State, Defendant and the Board staff stipulate and agree 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 O.S. § 480 *et seq.*
2. Defendant, Amy Liebl Darter, M.D., holds Oklahoma medical license number 20754, which was issued on July 20, 1998.

### Current Allegations of Unprofessional Conduct

3. 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 did not produce patient records for patients who requested copies of their own records.
4. 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.
5. Defendant notified the board that she did not have access to her patient records as a result of a perceived cyberattack. Board investigators contacted the company who managed Defendant's medical charts. This company asserted that Defendant's patient records were not subject to any cyberattacks, were intact and were available and accessible by Defendant at any time and they would assist Defendant if she asked.
6. Defendant subsequently made unverified, troubling and incredible statements regarding further targeting of herself, her practice and her family, which could not be verified by Medical Board investigators, giving rise to further concerns by the Board.
7. 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. Another patient complained that Defendant did not have the allergy medicine he had previously paid for, and Defendant did not give him his records so he could take them to a new provider.
8. The Board acknowledges no positive drug tests have been acquired or provided regarding Defendant.

### Conclusions of Law

9. 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, surgeons

*ML*

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Amy Liebl Darter, MD 20754

ALD

and other allied health professionals in the State of Oklahoma pursuant to 59 O.S. 2011, § 480 et seq. Notice was given as required by law and the rules of the Board.

10. Notice was provided as required by law and the rules of the Board. 75 O.S. § 309; 59 O.S. § 504; Okla. Admin. Code §§ 435:3-3-5,435:3-3-6.
11. The Board is authorized to suspend, revoke or order any other appropriate sanctions against the license of any physician or surgeon holding a license to practice medicine in the State of Oklahoma for unprofessional conduct. See 59 O.S. 2011, § 503 and 59 O.S. 2011, §§ 509.1(A)(2), (4). This authority is quasi-judicial. See 59 O.S. 2011, § 513(A)(1).
12. The Board is authorized to accept voluntary submittals to jurisdiction mutually agreed to by parties to a disciplinary action to resolve the action without need for a hearing. 75 O.S. § 309(E); Okla. Admin. Code § 435:5-1-5.1.
13. Based on the foregoing, Defendant acknowledges that the Board may find her guilty of unprofessional conduct as follows:
  - a. 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).
  - b. Failure to maintain adequate medical records to support diagnosis, procedure, treatment or prescribed medications which must be produced and maintained in violation of Title 59 § 509(21).
  - c. Practice or other behavior that demonstrates an incapacity to practice medicine and surgery safely in violation of O.A.C. § 435:10-7-4(18).

### Orders

**IT IS THEREFORE ORDERED** by the Board of Medical Licensure and Supervision as follows:

1. The Oklahoma medical license of **AMY LIEBL DARTER, M.D.** is **SUSPENDED** until such time as she attends, completes, and appears before the Board with the results of a mental health evaluation, a drug and alcohol evaluation and if reapplication does not occur within twelve (12) months, a clinical skills and competency evaluation, at board approved providers, each stating she is fit to practice medicine and surgery safely. Defendant shall consult with the Board Secretary prior to obtaining such evaluations to ensure the approval of the facility by the board is current. Defendant shall sign all necessary releases to allow the Secretary of the Board to receive results of any evaluation obtained and to ensure the Board Secretary is able to supply collateral information to evaluators.



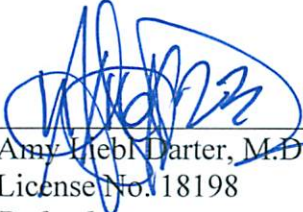
results of a mental health evaluation, a drug and alcohol evaluation and a clinical skills evaluation, at board approved providers, each stating she is fit to practice medicine and surgery safely. Defendant is encouraged to consult with the Board Secretary prior to obtaining such evaluations to ensure the approval of the facility by the board is current. Defendant shall sign all necessary releases to allow the Secretary of the Board will receive results of any evaluation obtained and is able to supply collateral information to evaluators.

2. Upon any reinstatement of her license, such reinstatement will be under terms and conditions of probation, the terms and conditions to be determined by the Board at the time of reinstatement.

3. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees and investigation costs.


4. A copy of this Order shall be provided to Defendant as soon as it is processed.

Dated this 16th day of November, 2023.



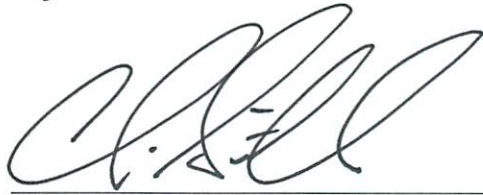
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Amy Liebl Darter, M.D.  
License No. 18198  
*Defendant*



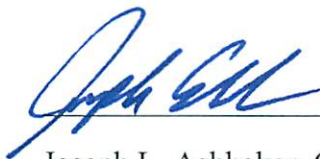
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Billy H. Stout, M.D., Board Secretary  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION



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Christopher D. Smith, OBA No. 32033  
Sarah D. Willey, OBA No. 33304  
Tommy J. Pfeil, OBA No. 324286  
THE SMITH FIRM  
*Attorneys for Defendant*  
*Amy Liebl Darter*



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Joseph L. Ashbaker, OBA No. 19395  
Assistant Attorney General  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION  
*Attorney for the State*



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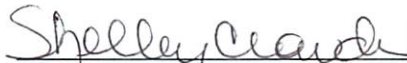
**Certificate of Service**

This is to certify that on the 16<sup>th</sup> day of November, 2023, a true and correct copy of this Order was transmitted by certified mail, return receipt requested, postage prepaid, to the following:

Amy Liebl Darter  
1810 East Memorial Rd.  
Oklahoma City, OK 73131  
*Defendant*

&

Christopher D. Smith, OBA No. 20333  
Sarah D. Willey, OBA No. 33304  
Tommy J. Pfeil, OBA No. 324286  
THE SMITH FIRM  
1900 NW Expressway, Suite 1060  
Oklahoma City, Oklahoma, 73118  
*Attorneys for Defendant*  
*Amy Liebl Darter*

  
\_\_\_\_\_  
Shelley Crowder



ALD 