

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

FILED

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

JUL 25 2008

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff)

v.)

Case No. 07-12-3423

PAUL JAY LOOP, M.D.,)
OKLAHOMA MEDICAL LICENSE NO. 21027,)

Defendant.)

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, Paul Jay Loop, M.D., Oklahoma medical license no. 21027, 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, Paul Jay Loop, M.D., holds Oklahoma medical license no. 21027 and previously practiced as a psychiatrist in Arkansas.

3. On or about December 12, 2007, Defendant was disciplined by the Arkansas State Medical Board wherein his medical license was subject to an **EMERGENCY SUSPENSION**. Defendant's emergency suspension was based upon an incident at the hospital where he was working where he was arrested and charged with Possession of a Controlled Substance (crack cocaine) and Possession of Drug Paraphernalia. At the time of his arrest, Defendant admitted to police officers that he had smoked crack cocaine the night before.

4. On or about June 6, 2008, after a full Board hearing, the Arkansas State Medical Board **REVOKED** the license of Defendant.

5. On or about March 29, 2006, Defendant submitted his Application for Renewal of his full medical license in the State of Oklahoma for the period April 2, 2006 through April 1, 2007. On his Application for Renewal, Defendant was asked the following question:

“G. Have you been addicted to or abused any drug or chemical substance including alcohol?”

In response to this question, the Defendant answered "NO". Defendant subsequently admitted to Board investigators that he regularly smoked or injected cocaine from November 2005 until the time of his arrest in December 2007.

6. On or about March 30, 2007, Defendant submitted his Application for Renewal of his full medical license in the State of Oklahoma for the period April 2, 2007 through April 1, 2008. On his Application for Renewal, Defendant was asked the following questions:

“G. Have you been addicted to or abused any drug or chemical substance including alcohol?

H. Have you obtained an assessment or been treated for use of any drug or chemical substance including alcohol?

I. Have you had any mental, emotional or nervous disorder or condition which could affect, or if untreated could affect, your ability to practice competently?

T. Have you had a major illness or been hospitalized within the past year?”

In response to these questions, the Defendant answered "NO". Defendant subsequently admitted to Board investigators that he regularly smoked or injected cocaine from November 2005 until the time of his arrest in December 2007. Defendant additionally admitted that he had been hospitalized in March 2007 for severe depression and substance abuse.

7. 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. Habitually uses habit-forming drugs in violation 59 O.S. 407 §509(4) and OAC 435:10-7-4(3).

C. 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).

- D. 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).
- E. Is unable 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 physician condition in violation of 59 O.S. §509(15) and OAC 435:10-7-4(40).
- F. Purchased or prescribed a regulated substance in Schedules I through V for the physician's personal use in violation of OAC 435:10-7-4(5).
- G. Prescribed, sold, administered, distributed, ordered or gave a 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. 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).
- I. Failed to inform the Board of a state of physical or mental health of the licensee which constitutes or which the licensee suspects constitutes a threat to the public in violation of OAC 435:10-7-4(42).
- J. Confessed to a crime involving violation of the antinarcotics laws and regulations of the federal government and the laws of this state in violation of 59 O.S. §509(7).
- K. Violated a state or federal law or regulation relating to controlled substances in violation of OAC 435:10-7-4(27).
- L. Committed any act which is a violation of the criminal laws of any state when such act is connected with the physician's practice of medicine in violation of 59 O.S. §509(9).

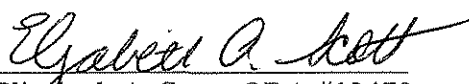
- M. Prescribed a controlled substance without medical need in accordance with published standards in violation of 59 O.S. §509(16) and OAC 435:10-7-4(2) and (6).
- N. Is physically or mentally unable to practice medicine and surgery with reasonable skill and safety in violation of OAC 435:10-7-4(17).
- O. Engaged in practice or other behavior that demonstrates an incapacity or incompetence to practice medicine and surgery in violation of OAC 435:10-7-4(18).
- P. 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 25th day of July, 2008 at 8:00 a.m.

Respectfully submitted,


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Oklahoma State Board of Medical
Licensure and Supervision