

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

FILED

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

FEB 17 2012

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff,)

vs.)

CASE NO. 11-08-4398

JOHNATHAN BUHLER CRABB, PT)
LICENSE NO. PT2342,)

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, Johnathan Buhler Crabb, PT, 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 physical therapists in the State of Oklahoma pursuant to 59 O.S. §§ 480 *et seq.* and 887.1 *et seq.*

2. Defendant, Johnathan Buhler Crabb, PT, holds physical therapist license no. PT2342 in the State of Oklahoma and previously practiced in Davenport, Oklahoma.

3. On or about March 15, 2011, Defendant was arrested and charged with **RECKLESS CONDUCT WITH A FIREARM** in the District Court of Lincoln County, State of Oklahoma, Case No. CM-2011-00060. The charges were based upon an incident that occurred on or about January 6, 2011. At that time, Defendant was engaging in sexual conduct with a woman when the woman's husband came home and found them. The husband began to beat Defendant, then left the room to get his children. The woman followed her husband to the upstairs part of the house where they began yelling at each other. Defendant then picked up a handgun he had brought with him and fired two (2) shots into the living room area allegedly to stop the yelling. The husband heard the gunfire so he took the children with him and left the house at that time and called the police. The police later determined that the bullets went through

the bedroom door, one into a love seat in another room, and one through a bathroom and into a hallway.

4. Defendant subsequently plead no contest and was found guilty of the charge. He received a six (6) month deferred sentence and was placed on probation.

5. On or about August 5, 2011, Defendant was arrested for **FURNISHING ALCOHOL TO A MINOR** and **CONTRIBUTING TO THE DELINQUENCY OF A MINOR**. According to police reports, police had performed a welfare check on Defendant earlier that evening at which time they learned that Defendant had consumed a half-gallon of vodka and had passed out. Police did not take any action at that time.

6. Later that same evening, a minor child was found by neighbors to be extremely intoxicated. The police were called and at that time, the child reported that Defendant had given him vodka and had offered him Seroquel, Lortab and steroids. The child took the vodka but did not ingest any of the drugs offered to him.

7. Police then went back to Defendant's residence and found him passed out in the doorway on the floor. They tried to talk to Defendant, but he was too intoxicated to speak. At that time, police arrested him and took him to jail, where he was subsequently charged with **FURNISHING AN ALCOHOLIC BEVERAGE TO A MINOR**, Case No. CF-2011-00164, in the District Court of Lincoln County, State of Oklahoma.

8. On or about January 18, 2012, Defendant plead guilty to the charge. He received a five year deferred sentence, was ordered to pay court costs and perform forty (40) hours of community service within six (6) months, and was placed on two (2) years of supervised probation.

9. Based on the allegations stated above, Defendant is guilty of unprofessional conduct as follows:

- A. Used drugs, narcotics, medication, or intoxicating liquors to an extent which affects the professional competency of the licensee in violation of 59 O.S. §887.13(4).
- B. Is guilty of conduct unbecoming a person licensed as a physical therapist or physical therapy assistant or guilty of conduct detrimental to the best interests of the public or his profession in violation of 59 O.S. §887.13(9).
- C. Is guilty of any act in conflict with the ethics of the profession of physical therapy in violation of 59 O.S. §887.13(10).
- D. Engaged in dishonorable or immoral conduct that is likely to deceive, defraud, or harm the public in violation of OAC 435:20-5-8(5).

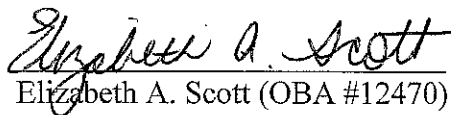
- E. Violated any provision of the Physical Therapy Practice Act or the rules and regulations of the board or of an action, stipulation, agreement or order of the Board in violation of OAC 435:20-5-8(31).
- F. Is guilty of habitual intemperance or the habitual use of habit-forming drugs in violation of OAC 435:20-5-8(2).
- G. Was convicted of or confessed to a crime involving violation of the laws of this state in violation of OAC 435:20-5-8(4).
- H. Is guilty of the habitual intemperance or addicted use of any drug, chemical or substance that could result in behavior that interferes with the practice of physical therapy and the responsibilities of the licensee in violation of OAC 435:20-5-8(13).
- I. Has been convicted of, or confessed to or plead no contest to a felony or misdemeanor in violation of OAC 435:20-5-8(26).

10. These allegations raise serious concerns about Defendant's ability to practice as a physical therapist in the State of Oklahoma with reasonable skill and safety.

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 suspension or revocation, 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 physical therapist in the State of Oklahoma.

Dated this 17th day of February, 2012.

Respectfully submitted,



Elizabeth A. Scott (OBA #12470)

Assistant Attorney General

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Attorney for State ex rel.

Oklahoma Board of Medical Licensure and
Supervision