

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

**FILED**

SEP 15 2022

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA, *ex rel.* )  
 OKLAHOMA STATE BOARD )  
 OF MEDICAL LICENSURE )  
 AND SUPERVISION, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 JEFFREY COLE HAGGARD, M.D., )  
 LICENSE NO. MD 25331, )  
 )  
 Defendant. )

Case No. 21-10-6056

**ORDER ACCEPTING  
VOLUNTARY SUBMITTAL TO JURISDICTION**

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision (“Board”), by and through the undersigned counsel for the Plaintiff, as represented by the Secretary of the Board, Billy H. Stout, M.D., and the Executive Director of the Board, Lyle Kelsey, along with Jeffrey Cole Haggard, M.D. (“Defendant”), Oklahoma medical license no. 25331, who appears in person, and through counsel Elizabeth Scott of Crowe & Dunlevy (collectively, the “Parties”), and offer this Order Accepting Voluntary Submittal to Jurisdiction (herein, “Order” or “Agreement”) for acceptance by the Board. Okla. Admin. Code § 435:5-1-5.1.

By voluntarily submitting to jurisdiction and entering into this Order, Defendant admits to some of the allegations herein contained and further acknowledges that a hearing before the Board could result in some sanction under the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act (“Act”). 59 O.S. § 480, *et seq.*

Defendant, Jeffrey Cole Haggard, M.D., states that he is of sound mind and is not under the influence of, or impaired by, any medication or drug and that he fully recognizes his right to appear before the Board for an evidentiary hearing on the allegations made against him. Defendant hereby voluntarily waives his 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 he has read and understands the terms and conditions stated herein, and that this Agreement may be reviewed and discussed with him by legal counsel prior to execution.

If the Board does not accept this Order, the Parties stipulate that it shall be regarded as null and void. Admissions by Defendant herein, if any, shall not be regarded as evidence against him

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in a subsequent disciplinary hearing. Defendant will be free to defend himself and no inferences will be made from his willingness to have this Order accepted by the Board. The Parties stipulate that neither the presentation of this Order nor the Board's consideration of this Order shall be deemed to have unfairly or illegally prejudiced the Board or its individual members and, therefore, shall not be grounds for precluding the Board nor any individual Board member from further participation in proceedings related to the matters set forth herein.

### **Findings of Fact**

The Plaintiff, Defendant, and the Board staff each stipulate and agree as follows:

1. In Oklahoma, Defendant holds medical license no. 25331, originally issued October 7, 2013.
2. On January 7, 2022, a Verified Complaint ("2022 Complaint") and Citation were each filed by the Board.
3. Defendant self-reported on his October, 2021 renewal that he had been arrested for DUI six months earlier.
4. According to McClain County's court case CF-2021-205 Information sheet, Defendant was arrested on or about April 23, 2021 at approximately 6:49pm for causing an accident on I-35 while he was operating a vehicle while intoxicated. The 62 yr old female victim suffered serious facial fractures, a broken eye socket and damage to her eye and forehead. Defendant was charged with Felony DUI with BAC of .08 or More – Great Bodily Injury and for Misdemeanor Transporting Opened Container. The information sheet, the opened container was an opened bottle of Smirnoff Vodka with approximately 25% of its contents missing.
5. According to the Probable Cause Affidavit, Defendant was extricated from the driver's seat of his overturned vehicle. Four witnesses advised officers that Defendant was driving at a high rate of speed and was all over the wet roadway, swerving aggressively prior to striking a vehicle and the guardrail, then rolling his vehicle. Furthermore, an object was set in motion by his vehicle and impaled an occupant of another vehicle, causing severe injury. In addition to the vodka bottle, a large quantity of empty cans and boxes of White Claw hard seltzer were strewn all over the inside of his vehicle and spilled out onto the ground. Defendant exhibited a strong odor of alcohol with extremely slow slurred speech. Defendant denied being intoxicated when asked by the state trooper, stating he had a hard seltzer earlier in the morning. When Defendant began to fall during the field sobriety test, he told the trooper he had vertigo and was dizzy. Defendant refused medical treatment and did not want to be transported to the hospital. Defendant was placed under arrest and read his Miranda rights at which time he requested an attorney. Defendant then refused the state's Blood Alcohol Concentration ("BAC") test and was transported to Purcell Hospital for medical clearance. The Trooper had to obtain a warrant for Defendant's blood due to the collision. Blood was drawn at 9:50pm and Defendant was then transported to county jail. OSBI reported the BAC results as 0.175. The court ordered him to participate in their

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Pre-Trial Release program but granted early release on September 16, 2021. The next court date is scheduled for March 29, 2022.

6. On November 3, 2021, Board investigator Robbin Roberts, met with Defendant and his attorney. Defendant was cooperative but minimized the event. Defendant said he had been in Yukon and was headed back home to Dallas when he hit a water puddle and hydroplaned which caused the wreck. Defendant thinks his side mirror may have been what hit the victim. He claimed he had 2 beers earlier in the day and thought his BAC was .125. Investigator Roberts advised him it was .175.
7. Defendant signed a Letter of Engagement with OHPP on October 20, 2021 which obligated him to schedule an assessment at a Board approved facility within 30 days. On December 2, 2021, Investigator Roberts received a letter from OHPP stating Dr. Haggard has not complied with his agreement and is noncompliant.
8. Subsequent to these allegations Defendant received two evaluations which deemed him unable to safely practice medicine and gave corrective actions necessary to become safe to practice in the future.

#### 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 and surgeons in the State of Oklahoma. 59 O.S. § 480 *et seq.* and Okla. Admin. Code §§ 435:5-1-1 *et seq.*
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 conditions against the license of any physician or surgeon holding a license to practice medicine in the State of Oklahoma for unprofessional conduct. 59 O.S. §§ 503, 513(A)(1). The Board's action is authorized by 59 O.S. § 509.1.
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.

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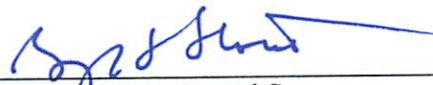
13. Based on the foregoing, Defendant is guilty of unprofessional conduct as follows:
14. Habitual intemperance or the habitual use of habit-forming drugs in violation of Title 59 § 509(4):


**Orders**

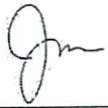
**IT IS THEREFORE ORDERED** by the Oklahoma State Board of Medical Licensure and Supervision as follows:

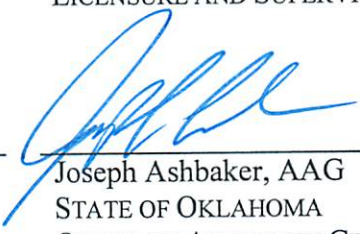
15. The Board hereby adopts the Agreement of the Parties in this Order Accepting Voluntary Submittal to Jurisdiction, including the findings of fact and conclusions of law stated herein.
16. The license of **JEFFREY COLE HAGGARD, M.D.** is suspended until further order of the Board. Prior to being reinstated or lifting the suspension, Defendant must complete all requirements recommended in his Acumen Assessments evaluation dated February 2022 and Bradford Health Services evaluation dated June 2022, undergo a new fit for duty evaluation determining he is safe to practice, and any reinstatement will be under terms and conditions of probation, the terms and conditions to be determined at that time. All future evaluation must be approved in advance by the Board Secretary.
17. Promptly upon receipt of an invoice, Defendant shall pay all costs of this action authorized by law, including without limitation, legal fees, investigation costs, staff time, salary and travel expenses, witness fees and attorney's fees.
18. A copy of this Order shall be provided to Defendant as soon as it is processed.


Dated this 15<sup>th</sup> day of September, 2022.

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

  
\_\_\_\_\_  
Don Wilber, M.D., President  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

  
\_\_\_\_\_  
Jeffrey Cole Haggard, M.D.  
**Defendant**

  
\_\_\_\_\_  
Joseph Ashbaker, AAG  
STATE OF OKLAHOMA  
OFFICE OF ATTORNEY GENERAL  
**Attorney for Plaintiff,**  
**Oklahoma State Board of Medical**  
**Licensure and Supervision**

  
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Anthony J. Hendricks  
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324 N. Robinson Ave., Suite 100  
Oklahoma City, OK 73102  
Elizabeth.scott@crowedunlevy.com  
**Counsel for Defendant**  
**Jeffrey Cole Haggard, M.D**

**Certificate of Service**

This is to certify that on the 16<sup>th</sup> day of September, 2022, a true and correct copy of this Order was transmitted as indicated, postage prepaid, to the following:

**U.S. Certified Mail**

Jeffrey Cole Haggard, M.D.  
1900 N. 14<sup>TH</sup> STREET  
Ponca City, Oklahoma 74601  
**Defendant**

**U.S. Certified Mail, and E-mail**

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**Counsel for Defendant**  
**Jeffrey Cole Haggard, M.D**

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**Oklahoma State Board of Medical**  
**Licensure and Supervision**

  
Shelley Crowder

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