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

FILED

JAN 08 2009

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

STATE OF OKLAHOMA EX REL. THE OKLAHOMA BOARD OF MEDICAL LICENSURE AND SUPERVISION,	)	
Plaintiff	)	
v.	)	**Case No. 09-09-3834**
ORIN GRIFFITH, R.C., LICENSE NO. RC2567,	)	
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, Orin Griffith, R.C., Oklahoma license no. RC2567, 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 respiratory care therapists in the State of Oklahoma pursuant to 59 Okla. Stat. §§ 480 *et seq.* and 2026 *et seq.*

2. Defendant, Orin Griffith, R.C., holds respiratory care license no. RC2567 and practices in Edmond, Oklahoma.

3. On or about August 10, 2009, in the District Court of Logan County, State of Oklahoma, in the case styled **State of Oklahoma v. Orin Vaughn Griffith,** Case No. CF-2009-179, Defendant was arrested and charged with two (2) counts of Assault with a Dangerous Weapon in violation of 21 O.S. §645, a Felony, two (2) counts of Assault and Battery with a Dangerous Weapon in violation of 21 O.S. §645, a Felony, one (1) count of Domestic Assault and Battery in the Presence of a Minor Child in violation of 21 O.S. §644 (E), a Felony, one (1) count of Driving a Motor Vehicle While Under the Influence of Alcohol in violation of 47 O.S. §11-902(A)(1), and one (1) count of Transporting an Open Container of Beer in violation of 21 O.S. §1220.

4. On or about November 25, 2009, Defendant entered into a plea agreement wherein he pled guilty to one (1) count of Assault with a Dangerous Weapon, a Felony, and two (2) counts of Assault and Battery with a Dangerous Weapon, a Felony.

5. On or about November 25, 2009, Judge Larry Brooks, Logan County District Judge, accepted Defendant's guilty plea and sentenced Defendant to seven (7) years with the Department of Corrections to be suspended, along with a requirement that Defendant attend an intensive inpatient alcohol abuse treatment program, obtain outpatient treatment, obtain a drug and alcohol evaluation, attend an anger management program, obtain domestic abuse counseling, and to pay court costs and fines.

6. Oklahoma Administrative Code Section 435:5-1-5.2 provides as follows:

> (b) The Board shall revoke the license of a person licensed by the Board who has a final felony conviction.

7. Defendant is guilty of unprofessional conduct in that he:

A. Has been guilty of unprofessional conduct as defined by the rules established by the Board, or of violating the code of ethics adopted and published by the Board in violation of 59 O.S. §2040(9).

B. Was convicted of, or confessed or plead no contest to a felony or of a crime involving moral turpitude in violation of OAC 435:45-5-3(a)(5).

C. Violated any provision of the Respiratory Care Practice Act or the rules promulgated by the Board in violation of OAC 435:45-5-3(a)(21).

D. Violated any provision of the medical 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 435:45-5-3(a)(24).

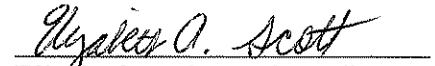
Conclusion

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 respiratory care therapist 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 respiratory care therapist in the State of Oklahoma.

Dated this 8th day of January, 2010 at 4:00 p.m.

Respectfully submitted,



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