

**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,)
)
Plaintiff,)
)
vs.)
)
ANDREW ADUSEI , M.D.)
LICENSE NO. 26627,)
)
)
Defendant.)

NOV - 7 2013

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

CASE NO. 13-08-4799

**ORDER ACCEPTING
VOLUNTARY SUBMITTAL TO JURISDICTION**

Plaintiff, the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision ("Board"), by and through its attorney, Scott Randall Sullivan, Special Prosecutor, for the State of Oklahoma and the staff of the Board, as represented by the Secretary of the Board, Gerald C. Zumwalt, M.D., and the Executive Director of the Board, Lyle Kelsey, and the Defendant, Andrew Adusei, M.D., Oklahoma license no. 26627, who appears in person, offer this Agreement effective November 7, 2013, for acceptance by the Board *en banc* pursuant to *Oklahoma Administrative Code* Rule 435:5-1-5.1.

By voluntarily submitting to jurisdiction and entering into this Order, Defendant pleads guilty to the allegations in the Complaint and Citation filed herein on September 26, 2013, and further acknowledges that a hearing before the Board would result in some sanction under the Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act ("Act").

Defendant, Andrew Adusei, 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 has been reviewed and discussed with him.

Agreements and Stipulations

Plaintiff, 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 Title 59 O.S. §480 et seq.
2. 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.*
3. Defendant, Andrew Adusei, M.D., holds Oklahoma medical license no. 26627.
4. This matter herein was initiated when Dona Veal, MD, contacted Board Investigator SW. Dr. Veal stated she and Defendant had recently worked together for a few weeks. She received a phone call from the Walgreens pharmacy in Broken Arrow verifying an Adderall prescription for Defendant. Dr. Veal informed Board Investigator SW she did **not** write the prescription for Defendant and she believed it was, in fact, **forged**.
5. A review of Defendant's prescribing records showed that Defendant had been receiving Adderall since 2010 from Diana Chen, M.D., and Candy Ting, D.O.
6. On or about August 26, 2013, Board Investigator SW met with Defendant wherein he **admitted to forging Dr. Dona Veal's signature** on two prescriptions:

*Depakote 100 mg, 30 tablets, dated August 13, 2013; and
Adderall 10 mg. C-II, 30 tablets, dated August 13, 2013.*

Conclusions of Law

7. Defendant is guilty of unprofessional conduct in that he engaged in:
 - a) 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 Title 59 O.S. §509(9);
 - b) Violated a state or federal law or regulation regulating to controlled substances in violation of Oklahoma Administrative Code Rule 435:10-7-4-(27) and Title 63 O.S. §2-402, §2-404, §2-406 and §2-407 and Oklahoma Administrative Code

Rule 435:25-1-3 and Oklahoma Administrative Code Rule 435:30-1-3;

- c) Wrote a false or fictitious prescription for any drugs or narcotics declared by the laws of this state to be controlled in violation of Title 59 O.S. §509(11);
- d) Purchased or prescribed a regulated substance in Schedules I through V for the physician's person use in violation of Oklahoma Administrative Code Rule 435:10-7-4(5);
- e) Prescribed, sold, administered, distributed, ordered or gave a drug legally classified as a controlled substance or recognized as an addictive dangerous drug to himself or herself in violation of Oklahoma Administrative Code Rule 435:10-7-4-(26); and
- f) 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 Oklahoma Administrative Code Rule 435:10-7-4-(19).

Order

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

1. The Board en banc hereby adopts the agreement of the parties in this Voluntary Submittal to Jurisdiction;
2. Defendant is hereby **PUBLICALLY REPRIMANDED**;
3. Defendant shall complete 100 hours of **COMMUNITY SERVICE** within one (1) year of the date of this Order in a setting to be approved by Board Secretary; and
4. Defendant shall complete a standard prescribing course with comprehensive prescribing curriculum which is currently offered at Vanderbilt University or an equivalent course thereto. Said prescribing course shall be approved by Board Secretary and shall be completed within one (1) year of the date of this Order.

Dated this 7th day of October, 2013.



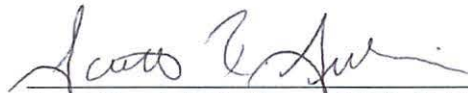
G. David Casper, M.D., President
Oklahoma State Board of Medical
Licensure and Supervision



Andrew Adusei, MD
License No. MD 26627



Gerald C. Zumwalt, M.D., Secretary
Oklahoma State Board Of Medical
Licensure And Supervision

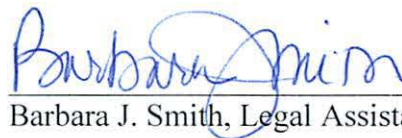


Scott Randall Sullivan, OBA #11179
101 N.E. 51st Street
Oklahoma City, OK 73105

Attorney for Oklahoma State Board of
Medical Licensure and Supervision

Certificate of Service

This is to certify that on this 8th day of November, 2013, a true and correct copy of this order was emailed to Andrew Adusei, 2217 E. Fargo, Broken Arrow, OK 74012.



Barbara J. Smith, Legal Assistant