

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

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

Plaintiff)

v.)

TIMOTHY SHAUN BREEDLOVE, M.D.,)
LICENSE NO. 29758,)

Defendant.)

FILED

MAR 15 2016

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 14-06-4997

VOLUNTARY SURRENDER OF LICENSE IN LIEU OF PROSECUTION

State of ~~Oklahoma~~ ^{Missouri})
) ss:
Greene County)

I, Timothy Shaun Breedlove, M.D., being of lawful age and after first being duly sworn, depose and state as follows:

1. I hereby voluntarily surrender my Oklahoma physician license no. 29758.
2. The surrender of my license is freely and voluntarily made. I have not been subject to any coercion or duress, and I am fully aware of the consequences of the surrender of my license.
3. I am currently on probation with the Oklahoma State Board of Medical Licensure and Supervision ("Board") and have violated the terms and conditions of my probation. Further, in a hearing on the matter, the allegations, if proven, would constitute grounds for disciplinary action by the Board.
4. The allegations of unprofessional conduct to which I plead guilty are as follows:
 - A. Between March 27, 2015 and October 19, 2015 I wrote numerous prescriptions for myself and my wife for Norco/Hydrocodone, a Controlled Dangerous Substance, without medical necessity and without sufficient medical justification
 - B. I wrote those prescriptions in the names of other people in an effort to thwart the rules and procedures in place to prevent my prescribing to myself and to my wife

BOARD: Bm

TSB: 

and in order to fill amounts of controlled dangerous substances in excess of what a pharmacy would provide to any one individual.

C. I conspired with my wife to defraud others and prevent detection from authorities in direct violation of statutes and rules governing my profession as a physician.

5. I am guilty of unprofessional conduct by violating the following rules of professional conduct:

- A. Dishonorable or immoral conduct likely to deceive, defraud, or harm the public, in violation of 59 O.S. 2011, § 509(8) and Okla. Admin. Code §§ 435:10-7-4(11), 435:15-5-11(a)(7);
- B. The habitual use of habit forming drugs, in violation of 59 O.S. 2011, § 509(4) and Okla. Admin. Code §§ 435:10-7-4(2), 435:15-5-11(a)(1), (7);
- C. Confession of a crime involving the violation of the antinarcotic laws of this State, in violation of 59 O.S. 2011, § 509(7) and Okla. Admin. Code §§ 435:10-7-4(27), 435:15-5-11(a)(7);
- D. Writing false or fictitious prescriptions for controlled dangerous substances, in violation of 59 O.S. 2011, § 509(11) and Okla. Admin. Code § 435:15-5-11(a)(7);
- E. Indiscriminate or excessive prescribing, or prescribing without medical necessity, of controlled dangerous drugs, in violation of Okla. Admin. Code §§ 435:10-7-4(2), (24), 435:15-5-11(a)(7);
- F. Purchasing or prescribing a controlled dangerous substance for the practitioner's own personal use or to a family member, in violation of Okla. Admin. Code §§ 435:10-7-4(5), (26), 435:15-5-11(a)(7);
- G. Prescribing or administering a drug or treatment without sufficient examination and the establishment of a valid physician-patient relationship, in violation of 59 O.S. 2011, § 509(12) and Okla. Admin. Code § 435:15-5-11(a)(7);
- H. The violation, or attempted violation, direct or indirect, of any of the provisions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervisions Act, either as a principal, accessory or accomplice, in violation of 59 O.S. 2011, § 509(13) and Okla. Admin. Code § 435:15-5-11(a)(7); and
- I. Prescribing controlled dangerous substance without medical need, in violation of Oklahoma Admin. Code §§ 435:10-7-4(6), 435:15-5-11(a)(7).

6. I hereby submit my wallet card and wall certificate as evidence of my intent to surrender my license.

BOARD: BSH

TSB: 

7. I hereby agree that I will not reapply for reinstatement of my Oklahoma physician license for a minimum of one year from the date this surrender is accepted by the Board. If the Board ever reinstates my Oklahoma physician license, I agree that it will be under terms of probation to be set by the Board at the time of reinstatement.

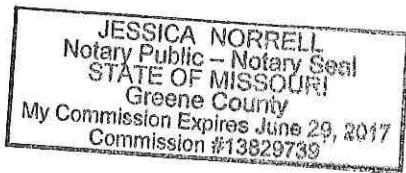
8. As a condition to accepting my surrender of license in lieu of prosecution, I acknowledge that the Board may require me to pay all costs expended by the Board for any legal fees and costs, and any investigation, probation and monitoring fees, including but not limited to staff time, salary and travel expense, witness fees and attorney fees.

DATED this 8 day of March, 2016.



Timothy Shaun Breedlove, M.D., License # 29758

Subscribed and sworn before me this 8th day of March, 2016.





Notary Public

My commission expires: June 29, 2017

ACCEPTED:



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

Dated: 3-15, 2016.

BOARD: BHS

TSB: 



RECEIVED

OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

MAR 31 2016
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE
AND SUPERVISION

ATTORNEY GENERAL OPINION
2016-200A

Billy Stout, M.D., Board Secretary
State Board of Medical Licensure and
Supervision
101 NE 51st Street
Oklahoma City, Oklahoma 73105

March 29, 2016

FILED
MAR 31 2016
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Dear Board Secretary Stout:

This office has received your request for a written Attorney General Opinion regarding agency action that the State Board of Medical Licensure and Supervision intends to take with respect to medical doctor licensee 29758. The proposed action is to accept the licensee's Surrender In Lieu Of Prosecution. The licensee admitted to writing fraudulent prescriptions for controlled dangerous substances and sought to surrender the license.

The Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, 59 O.S.2011 & Supp.2015, §§ 480-518.1, authorizes the Board to accept a Surrender In Lieu Of Prosecution from licensees who admit to misconduct, 59 O.S.Supp.2015, § 509.1(E). The Act otherwise authorizes the Board to impose appropriate sanctions for unprofessional conduct. *Id.* § 503. Unprofessional conduct includes the "habitual use of habit-forming drugs," failing to keep accurate records concerning controlled dangerous substances, writing false prescriptions for controlled dangerous substances, prescribing drugs without adequate medical justification, and prescribing or dispensing controlled dangerous substances in excess of medical standards. 59 O.S.2011, § 509(4), (10)-(12), (16). Here, the licensee chose to make use of the Surrender In Lieu Of Prosecution procedure and admitted to misconduct involving the fraudulent prescription of habit-forming drugs. The Board's acceptance of that decision thus accords with the Act.

It is, therefore, the official opinion of the Attorney General that the State Board of Medical Licensure and Supervision has adequate support for the conclusion that this action advances the State of Oklahoma's policy to ensure the adequate regulation of dangerous substances.

E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA

