

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

FILED

STATE OF OKLAHOMA)
EX REL. THE OKLAHOMA BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)
Plaintiff,)
v.)
JASON ALLEN BRIGGS, R.C.,)
LICENSE NO. 3171,)
Defendant.)

DEC 19 2012

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Case No. 12-06-4565

COMPLAINT

COMES NOW the plaintiff, the State of Oklahoma ex rel. the Oklahoma State Board of Medical Licensure and Supervision ("Board"), by and through its attorney, Kathryn R. Savage, Assistant Attorney General, and for its Complaint against the Defendant, Jason Allen Briggs, R.C., 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 *Okla. Stat. tit. 59, §480 et seq.* and *2026 et seq.*

2. Defendant, Jason Allen Briggs, R.C., holds respiratory care license no. RC3171 and has practiced in Oklahoma.

3. On or about May, 15, 2012, Defendant was charged with **LARCENY/BURGLARY OF CONTROLLED DRUGS; and UNLAWFUL POSSESSION OF CONTROLLED DRUG**, Case No. CF-2012-2051, in the District Court of Tulsa County, State of Oklahoma. Defendant subsequently pled guilty on June 6, 2012, and received a two (2) year deferred sentence; District Attorney Supervision; follow the recommendations of a drug and alcohol assessment; and ordered to pay fines and costs.

4. On or about June 29, 2012, the Defendant submitted a written statement to a Board investigator admitting to the larceny/burglary of controlled drugs and to an addiction to opiates.

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

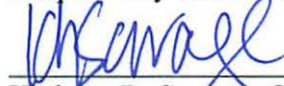
- A. Is unfit or incompetent by reason of negligence, habits, or other causes of incompetency in violation of *Okla. Stat. tit. 59, §2040(2)*.
- B. Is addicted to, or has improperly obtained, possessed, used or distributed habit-forming drugs or narcotics in violation of *Okla. Stat. tit. 59, §2040(4)*.
- C. Has engaged in the habitually intemperate or addicted use of any drug, chemical or substance which could result in behavior that interferes with the practice of respiratory care and the responsibilities of the licensee in violation of *Oklahoma Administrative Code section 435:45-5-3(1)*.
- D. Unauthorized possession and use of illegal or controlled substances or pharmacologic agents without lawful authority or prescription by an authorized and licensed independent practitioner of the state of Oklahoma in violation of *Oklahoma Administrative Code section 435:45-5-3(2)*.
- E. He has plead no contest to a drug related offense in violation of *Oklahoma Administrative Code section 435:45-5-3(6)*.

6. These allegations raise serious concerns about Defendant's ability to practice as a respiratory care practitioner 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 respiratory care practitioner in the State of Oklahoma.

Dated this 14 day of December, 2012.

Respectfully submitted,



Kathryn R. Savage, OBA #18990
Assistant Attorney General

Attorney for Plaintiff
Oklahoma State Board of Medical
Licensure and Supervision