

**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.)

SAMIYA KHAN, M.D.,)
LICENSE NO. MD 32265,)

Defendant.)

FILED

JAN 14 2020

**OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION**

Case No. 19-07-5790

VERIFIED COMPLAINT

The State of Oklahoma, *ex rel.* Oklahoma State Board of Medical Licensure and Supervision (“Board”), alleges and states as follows for its Complaint against **SAMIYA KHAN, M.D.** (“Defendant”):

I. JURISDICTION

1. 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.**
2. In Oklahoma, Defendant holds medical license no. 32265.
3. The acts and omissions complained of herein were made while Defendant was acting as a physician pursuant to the license conferred upon her by the State of Oklahoma. Such acts and omissions occurred within the physical territory of the State of Oklahoma.

II. ALLEGATIONS OF UNPROFESSIONAL CONDUCT

4. Defendant completed the Lawton Family Medicine Residency Program on June 30, 2019.
5. On the morning of June 19, 2019, Dr. Khan went to a nursing home to round on a patient.

6. Dr. Khan notified the supervising faculty that the patient was doing well.
7. She then documented a full progress note including a physical examination of the patient.
8. In the evening, the supervising faculty went to evaluate the patient and learned that the patient had been away from the nursing home for the day and when asked, Dr. Khan confirmed that she had not actually seen the patient or performed the documented physical examination.
9. Dr. Khan initially defended her conduct and stated she intended to return to the nursing home later in the day.
10. The program determined that her actions misrepresented the care she actually provided and her communication with her supervising faculty were untruthful.
11. In addition, the documentation in the patients' medical record were fraudulent.
12. Because Dr. Khan is continuing at the University of Oklahoma College of Medicine for one additional year of training and will be under supervision of the faculty, the decision was made to place her on probation rather than immediately terminating her from the residency program.
13. In collaboration, the program directors of both programs have contributed materials related to professionalism and have mandated participation in additional training in physician ethics and professionalism.


III. VIOLATIONS

7. Based on the foregoing, Defendant is guilty of unprofessional conduct as follows:
 - a. conduct likely to deceive, defraud, or harm the public, pursuant to **Title 59 O.S. §509(8); OAC 435:10-7-4:(11).**

IV. CONCLUSION

Given the foregoing, the undersigned respectfully request the Board to conduct a hearing, and upon proof of the allegation(s) contained herein, suspend the professional license of **SAMIYA KHAN**, including an assessment of costs and attorneys' fees incurred in this action as provided by law.

Respectfully submitted,



Mark S. Pate, OBA No. 10567
Assistant Attorney General
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VERIFICATION

I, Melissa Davis, under penalty of perjury, under the laws of the State of Oklahoma, state as follows:

1. I have read the above Complaint regarding **SAMIYA KHAN, M.D.**; and,
2. The factual statements contained therein are true and correct to the best of my knowledge and belief.



Melissa Davis, Investigator
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Executed this 13 day of January 2019, in Oklahoma County, State of Oklahoma.