

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

**FILED**

MAR - 7 2024

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

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

Plaintiff, )

v. )

Case No. 23-08-6249

SCOTT WILLIAM SMITH, M.D.C., )  
LICENSE NO. MDC 39327, )

Defendant. )

VOLUNTARY SURRENDER OF LICENSE IN LIEU OF PROSECUTION

State of South Carolina )  
 ) ss:  
Charleston County )

I, SCOTT WILLIAM SMITH, M.D.C. ("Defendant"), being of lawful age and after first being duly sworn, depose and state as follows:

1. I am SCOTT WILLIAM SMITH, M.D.C., holding Oklahoma Medical License No. 39327.
2. I hereby voluntarily surrender my Oklahoma Medical License No. 39327, effective ~~June 29, 2023~~ <sup>MARCH 7, 2024</sup> 59 O.S. 509.1(E), *et seq.*
3. 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.
4. I admit that I am the subject of a proceeding by the Oklahoma State Board of Medical Licensure and Supervision ("Board") involving allegations which, if proven, would constitute grounds for disciplinary action by the Board.
5. I surrendered my license in lieu of prosecution in other states because I used an integration in my EMR to check all PDMP reports, but failed to sign up for some state specific websites. I did not get a state DEA license in Connecticut.. I did not update the address on my Federal DEA license after I closed my brick and mortar office during the pandemic. I also prescribed in Oklahoma without a valid OBNDD registration.

SWS SWS

FILED

MAR - 7 2024

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 23-08-0319

STATE OF OKLAHOMA  
DEPARTMENT OF HEALTH  
DIVISION OF MEDICAL LICENSURE AND SUPERVISION  
IN AND BEFORE THE OKLAHOMA STATE BOARD

STATE OF OKLAHOMA  
OKLAHOMA STATE BOARD  
OF MEDICAL LICENSURE  
AND SUPERVISION

Plaintiff,

SCOTT WILLIAM SMITH, M.D.,  
LICENSE NO. 12345

Defendant.

ALLEGED VIOLATION OF LICENSE IN THE STATE OF OKLAHOMA

State of Oklahoma,

vs.

SCOTT WILLIAM SMITH, M.D.,  
LICENSE NO. 12345

SCOTT WILLIAM SMITH, M.D., (Lic. No. 12345) is a duly licensed physician in the State of Oklahoma and is subject to the provisions of the Oklahoma Medical Practice Act, 63 O.S. 1001.

On or about [redacted] 2024, the Oklahoma State Board of Medical Licensure and Supervision received a complaint against Dr. Smith regarding alleged violations of the Oklahoma Medical Practice Act.

The complaint alleges that Dr. Smith failed to comply with the requirements of the Oklahoma Medical Practice Act, specifically regarding the maintenance of accurate medical records and the timely reporting of adverse events.

It is further alleged that Dr. Smith's actions constitute a violation of the Oklahoma Medical Practice Act, and that such actions have caused or have the potential to cause harm to patients.

In light of the above, the Oklahoma State Board of Medical Licensure and Supervision has determined that it is necessary to take disciplinary action against Dr. Smith to protect the public health and safety of the State of Oklahoma.

The Oklahoma State Board of Medical Licensure and Supervision hereby orders that Dr. Smith's license to practice medicine in the State of Oklahoma be suspended for a period of [redacted] months, effective as of the date of this order.

This order is subject to appeal. Any appeal must be filed with the Oklahoma State Board of Medical Licensure and Supervision within [redacted] days of the date of this order.

SCOTT WILLIAM SMITH, M.D.,  
LICENSE NO. 12345

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

a. Dishonorable or immoral conduct which is likely to deceive, defraud, or harm the public, in violation of 59 O.S. § 509(8) & Okla. Admin. Code § 435:10-7-4(11);

b. The commission of 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. A complaint, indictment or confession of a criminal violation shall not be necessary for the enforcement of this provision. Proof of the commission of the act while in the practice of medicine or under the guise of the practice of medicine shall be unprofessional conduct, in violation of 59 O.S. § 509(9);


- 63 O.S. § 2-302(A) Every person who manufactures, distributes, dispenses, prescribes, administers or uses for scientific purposes any controlled dangerous substance within or into this state, or who proposes to engage in the manufacture, distribution, dispensing, prescribing, administering or use for scientific purposes of any controlled dangerous substance within or into this state shall obtain a registration issued by the Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs Control, in accordance with rules promulgated by the Director.

c. Violating any state or federal law or regulation relating to controlled substances, in violation of OAC 435:10-7-4(27);

d. Disciplinary action of another state or jurisdiction against a license or other authorization to practice medicine and surgery based upon acts of conduct by the licensee similar to acts or conduct that would constitute grounds for action as defined in this section, in violation of OAC 435:10-7-4(31).

7. ~~I hereby submit my wallet card and wall certificate as evidence of my intent to surrender my license. 59 O.S. § 509(E)(2).~~

8. If the Board does not accept this Voluntary Surrender In Lieu of Prosecution the Plaintiff and Defendant (collectively, the "Parties") stipulate that it shall be regarded as null and void. Admissions by Defendant herein, if any, shall not be regarded as evidence against him in a subsequent disciplinary hearing. Defendant will be free to defend himself, and no inferences will be made from his willingness to have this Order accepted by the Board. The Parties stipulate that neither the presentation of the Order nor the Board's consideration of this Order shall be deemed to have unfairly or illegally prejudiced the Board or its individual members and, therefore, shall not be grounds for precluding the Board nor any individual Board member from further participation in proceedings related to the matters set forth herein.

SWS   
SWS

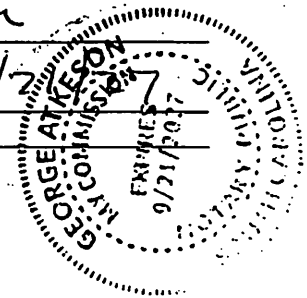
9. As a condition to accepting my voluntary surrender of license in lieu of prosecution, I acknowledge that the Board shall require me to pay all costs expended by the Board for any legal fees and cost, any investigation, probation and monitoring fees, including but not limited to staff time, salary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

Dated this 10<sup>th</sup> day of February, 2024.

*Scott William Smith M.D.C.*  
SCOTT WILLIAM SMITH, M.D.C.  
License No. 39327

Subscribed and sworn before me this 10<sup>th</sup> day of FEBRUARY, 2024.

*George Atkinson*  
Notary Public  
My commission expires: 9/21/2027  
My commission number: \_\_\_\_\_



**ACCEPTED:**

*Steven Katsis M.D.C.*  
Steven Katsis, M.D.C., Board President  
OKLAHOMA STATE BOARD OF MEDICAL  
LICENSURE AND SUPERVISION

Dated this 7<sup>th</sup> day of March, 2024.

SWS *SWS*