

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.)	
)	
ABEL JAY SANDS, M.D.)	CASE NO. 88-12-764
License # 5560,)	
)	
Defendant.)	

AMENDED COMPLAINT

COMES NOW Sharon Nash, Investigator for the Oklahoma Board of Medical Licensure and Supervision, being first duly sworn upon oath and states:

1. That Abel Jay Sands, M.D., holding Oklahoma Medical License Number 5560 is in violation of the Oklahoma Medical Practice Act, 59 O.S. 1981, Section 509, Paragraph 11, 13, and 17, to-wit

- "11. Failure to keep complete and accurate records of purchase and disposal of controlled drugs or of narcotic drugs.
- "13. Prescribe or administer a drug or treatment without sufficient examination and the establishment of a valid physician-patient relationship."
- "17. Prescribing, dispensing or administering of controlled substances or narcotic drugs in excess of the amount considered good medical practice, or prescribing, dispensing or administering controlled substances or narcotic drugs without medical need in accordance with published standards."

2. That Abel Jay Sands, M.D., is in violation of the Rules and Regulations promulgated by this Board, specifically section X, Rule 1A, 1B, and 1F, to wit

- "Rule 1A: Indiscriminate or excessive prescribing, dispensing or administering of controlled or narcotic drugs."
- "Rule 1B: Prescribing, dispensing or administering of controlled or narcotic drugs in excess of the amount considered good medical practice."

"Rule 1F: Dispensing, prescribing or administering controlled substance or narcotic drug without medical need.

3. That during the period from on or about February 20, 1988 to on or about May 28, 1988, the Defendant did purchase Phentermine 15mg, Phentermine 30mg, Phendimetrazine 35mg, and Demerol, unknown form or dosage from Quail Plaza Drugs. Disposition of these controlled substances is impossible to ascertain from the records maintained by Defendant.

4. That during the period of approximately July 1989 through January 1990, Defendant did purchase approximately 33,000 dosage units of Phentermine 30mg capsules and 3,000 dosage units of Phentermine 37.5mg capsules from Physicians Dispensing RX, Inc. Disposition of these controlled substances is impossible to ascertain from the records maintained by Defendant.

5. That on or around June 4, 1990, Defendant did provide a box of labels that indicated that he had dispensed 44,750 dosage units of Phentermine 30mg capsules and 6,600 dosage units of Phentermine 37.5mg capsules. The labels did not indicate date of dispensation or the person dispensed to.

6. That on or around December 14, 1988, the Defendant did issue a prescription for 60 lmg, dosage units of Xanax, a controlled dangerous drug, to Charlie Roberts, Agent, Oklahoma State Bureau of Narcotics and Dangerous Drugs, who was posing under the name of "Chris Reed;" that said prescription was given to Mr Roberts/Reed without a sufficient physical examination of Mr Roberts/Reed and without any kind of valid physician-patient relationship being established; further, that the 60 lmg. dosage units of Xanax was in excess of the amount considered good medical practice and prescribed without medical need.

That on December 14, 1988, Mr. Roberts/Reed did not present any medical symptoms to the Defendant, but requested Xanax because, "I do "coke" and I take Xanax to mellow out when I'm at work." Defendant advised Mr. Roberts/Reed that he was putting certain data in Mr. Roberts/Reed medical chart "to cover me with the state narcotics" and "to keep everybody out of trouble."

8. That on or around December 23, 1988, Defendant did issue

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here to me when you are in town. But now, Chris, you better be careful or those state boys will catch up with you."

WHEREFORE, Complainant prays this Board to conduct a hearing and upon proof of the allegations contained herein that such disciplinary action be taken by the Board as is authorized by law.

Sharon K. Nash
SHARON K. NASH, Investigator
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Subscribed and sworn to before me this 30 day of
July, 1990.

Janet L Owens
Notary Public

My Commission expires:
12-17-92