



The habitual or excessive use of any drug which impairs the ability to practice medicine with reasonable skill and safety to the patient."

3. During the time period of June 25, 1984, to June 3, records at the Newman Medical Center Pharmacy reveal that Defendant wrote 203 prescriptions for Nubain, Stadol and Benadryl for himself and/or his spouse, Dorothy Burgtorf, and Defendant failed to keep complete and accurate records as to the administration or dispensing of those drugs.

4. That Defendant during the period of June 25, 1984, to June 3, 1985, did personally use Nubain, Stadol and Benadryl without medical supervision and while engaged in the active practice of medicine

5. That Defendant is at all times set forth herein part owner of the aforesaid pharmacy and therefore obtained medication for members of his family at actual cost to the pharmacy. Records at the aforesaid pharmacy indicate that Defendant's billing for his family's use pharmacy costs are as follows:

1982	1,463.85
1983	1,834.99
1984	1,618.74
1985/Jan. 1 to June 1	3,145.00

That Defendant failed to keep complete and accurate records as to the administration or dispensing of these drugs.

6. During calendar year 1983 and 1984, Defendant prescribed, administered and dispensed 50% to 60% of all Schedule II drugs issued to inpatients in the Newman Medical Center Hospital by all physicians. On several occasions nurses refused to follow Defendant's orders on Schedule II I.V. injections for his inpatients

7. During the period of time of 1984 and 1985 Defendant's outpatients would come into the hospital emergency room with an order from Defendant for Schedule II drugs when Defendant's office was closed. These prescriptions were for Schedule II injectables to be taken home and administered as needed at the discretion of the patient. This happened on numerous routine basis and more with the Defendant than any other physician.

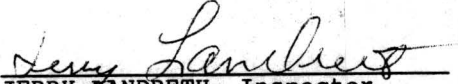
8. During the period from January 2, 1985, through June 3, 1985, records at the Newman Medical Center Pharmacy reveal that a total of 364 prescriptions for Schedule II drugs were written by all six physicians in the clinic and filled in the pharmacy. Of this number, Defendant himself wrote 287 prescriptions for dosage units and the other five physicians wrote only 77 prescriptions.

During the period from January 1, 1985, to June 4, 1985, records at the Newman Medical Center Pharmacy reveal that Defendant wrote a total of 245 prescriptions for Schedule III, IV and V drugs for 6,514 dosage units.

10. That physicians involved with the Medical Association of Georgia's Impaired Physicians Program treated Defendant from on or around July 18, 1985, to August 29, 1985, and diagnosed Defendant as being chemical dependent and that extensive neuropsychological testing revealed that the Defendant has a significant amount of organicity secondary to his drug use.

11. That physicians at the Bellview Hospital, Milwaukee, Wisconsin, treated the Defendant from on or around August 29, 1985, to October 8, 1985, and diagnosed the Defendant as possibly suffering from Alzheimer's disease and placed Defendant in an evaluation program to determine if the presence of Alzheimer's disease could be confirmed or rejected. That Defendant left the Bellview Hospital before the evaluation was complete.

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.

  
JERRY LANDRETH, Inspector  
State Board of Medical Examiners

Subscribed and sworn to before me this 11th day of October 1985.

  
Notary Public

My commission expires:

4-21-87