

**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.)

KENNETH ALFRED ROGERS, JR., M.D.,)
LICENSE NO. MD 7794,)

Defendant.)

FILED

JAN 14 2020

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

Case No. 19-06-5758

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 **KENNETH ALFRED ROGERS, JR., 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. 7794.
3. The acts and omissions complained of herein were made while Defendant was acting as a physician pursuant to the license conferred upon him 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. On May, 30, 2019, Oklahoma State Bureau of Narcotics and Dangerous Drugs (OBN) Agent, Justin Williams, received an email from Agent-In-Charge Matt Varney about Dr. **KENNETH ALFRED ROGERS, JR.**, prescribing controlled substances with an expired OBN registration number.

5. Agent Williams conducted a search with **KENNETH ALFRED ROGERS, JR.**'s Drug Enforcement Administration (DEA) number through the bureau's records to verify his MD and OBN registration license.
6. **KENNETH ALFRED ROGERS, JR.**'s OBN registration number is 19658 and is inactive with an expiration date of October, 31, 2012.
7. **KENNETH ALFRED ROGERS, JR.**'s DEA number is AR2386387 and is active with an expiration date of April 30, 2021.
8. Agent Williams reviewed the Prescription Monitoring Program (PMP) for **KENNETH ALFRED ROGERS, JR.**'s prescribing record from June 4, 2017 through Jun 4, 2019. During this two-year period he wrote:
 - a. two (2) prescriptions for Benzodiazepines, a schedule IV Controlled Dangerous Substance (CDS);
 - b. four (4) prescriptions for Amphetamines Derivative, a schedule IV CDS;
 - c. one (1) prescription for Opiate Agonists, a schedule IV CDS;
 - d. one (1) prescription for Antitussive, a schedule IV CDS; and,
 - e. one (1) prescription for Anxiolytics, Sedatives and Hypnotics, a schedule IV CDS;.
9. As of June 4, 2019, **KENNETH ALFRED ROGERS, JR.** has written sixty-two (62) prescriptions since his registration number expired on October 31, 2012.

III. VIOLATIONS

7. Based on the foregoing, Defendant is guilty of unprofessional conduct as follows:
 - a. Failure to obtain registration issued by the Director of the Oklahoma State Bureau of Narcotics and Dangerous Drugs, **Title 63 O.S. §2-302(A)**;
 - b. Failure to re-register as required by **OAC 475:10-1-10**;
 - c. Failure to comply with applicable federal and state laws and regulations with regards to licensing, **OAC 435:10-7-11(7)**.

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 **KENNETH ALFRED ROGERS, JR.**, including an assessment of costs and attorney's fees incurred in this action as provided by law.

Respectfully submitted,



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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 **KENNETH ALFRED ROGERS, JR., 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 11 day of September 2019, in Oklahoma County, State of Oklahoma.