

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

FILED
FEB 29 2016
OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

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

Plaintiff,)

vs.)

Case No. 15-07-5182

VICKIE MARIE BROWN, P.A.,)
LICENSE NO. 805,)

Defendant.)

VOLUNTARY SURRENDER OF LICENSE IN LIEU OF PROSECUTION

State of Oklahoma)
) ss:
Oklahoma County)


I, Vickie Marie Brown, P.A., being of lawful age and after first being duly sworn, depose and state as follows:

1. I hereby voluntarily surrender my Oklahoma physician assistant license no. 805.
2. 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.
3. I am the subject of an investigation by the Oklahoma State Board of Medical Licensure and Supervision ("Board") involving allegations that, if proven, would constitute grounds for disciplinary action by the Board.
4. The allegations of unprofessional conduct to which I plead guilty are as follows:
 - A. On July 27, 2015, I executed an affidavit at the Oklahoma Bureau of Narcotics of Controlled Dangerous Drugs admitting to fraudulently obtaining 79 prescriptions for controlled dangerous substances for my own personal use.
 - B. From November of 2012 through to July 2015, I fraudulently called in 79 prescriptions for controlled dangerous substances, some of which were written to my spouse but obtained by me for my own personal use.

BOARD: Born

VMB: [Signature]

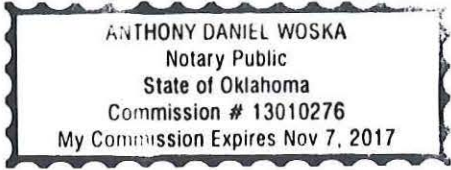
- C. I used a coworker's DEA number for these prescriptions and not my own DEA number.
5. I am guilty of unprofessional conduct by violating the following rules of professional conduct:
- A. Dishonorable or immoral conduct likely to deceive, defraud, or harm the public, in violation of 59 O.S. 2011, § 509(8) and Okla. Admin. Code §§ 435:10-7-4(11), 435:15-5-11(a)(7);
 - B. The habitual use of habit forming drugs, in violation of 59 O.S. 2011, § 509(4) and Okla. Admin. Code §§ 435:10-7-4(2), 435:15-5-11(a)(1), (7);
 - C. Confession of a crime involving the violation of the antinarcotic laws of this State, in violation of 59 O.S. 2011, § 509(7) and Okla. Admin. Code §§ 435:10-7-4(27), 435:15-5-11(a)(7);
 - D. Writing false or fictitious prescriptions for controlled dangerous substances, in violation of 59 O.S. 2011, § 509(11) and Okla. Admin. Code § 435:15-5-11(a)(7);
 - E. Purchasing or prescribing a controlled dangerous substance for the practitioner's own personal use, in violation of Okla. Admin. Code §§ 435:10-7-4(5), (26), 435:15-5-11(a)(7);
 - F. Prescribing or administering a drug or treatment without sufficient examination and the establishment of a valid physician-patient relationship, in violation of 59 O.S. 2011, § 509(12) and Okla. Admin. Code § 435:15-5-11(a)(7);
 - G. The violation, or attempted violation, direct or indirect, of any of the provisions of the Oklahoma Allopathic Medical and Surgical Licensure and Supervisions Act, either as a principal, accessory or accomplice, in violation of 59 O.S. 2011, § 509(13) and Okla. Admin. Code § 435:15-5-11(a)(7); and
6. I hereby submit my wallet card and wall certificate as evidence of my intent to surrender my license.
7. I hereby agree that I will not reapply for reinstatement of my Oklahoma physician assistant license for a minimum of one year from the date this surrender is accepted by the Board. If the Board ever reinstates my Oklahoma physician assistant license, I agree that it will be under terms of probation to be set by the Board at the time of reinstatement.

BOARD: 

VMB: 

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

DATED this 11th day of January, 2016.



Vickie Marie Brown
Vickie Marie Brown, P.A., License No. 805

Subscribed and sworn before me this 11th day of January, 2016.

A. Dunsing Woska
Notary Public

My commission expires: 11-07-2017

ACCEPTED:

Billy H. Stout
Billy H. Stout, M.D., Board Secretary
OKLAHOMA STATE BOARD OF MEDICAL
LICENSURE AND SUPERVISION

Dated: Jan 14, 2016

BOARD: BMB

VMB: [Signature]



OFFICE OF ATTORNEY GENERAL
STATE OF OKLAHOMA

FILED

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

**ATTORNEY GENERAL OPINION
2016-104A**

Billy Stout, M.D., Board Secretary
State Board of Medical Licensure and
Supervision
101 NE 51st Street
Oklahoma City, Oklahoma 73105

February 25, 2016

Dear Board Secretary Stout:

This office has received your request for a written Attorney General Opinion regarding agency action that the State Board of Medical Licensure and Supervision intends to take with respect to physician assistant licensee 805. The proposed action is to accept the licensee's Surrender In Lieu Of Prosecution. The licensee admitted to forging prescriptions for controlled dangerous substances and requested to surrender the license in the midst of discipline for those actions.

The Oklahoma Allopathic Medical and Surgical Licensure and Supervision Act, 59 O.S.2011 & Supp.2015, §§ 480-518.1, authorizes the Board to accept a Surrender In Lieu Of Prosecution from licensees who admit to misconduct, 59 O.S.Supp.2015, § 509.1(E). The Act authorizes discipline for writing false prescriptions for controlled dangerous substances, *see* 59 O.S.2011, § 509(11), and physician assistants may only prescribe such drugs consistently with a supervising physician's directives, *see* OAC 435:15-5-10. Here, the licensee chose to make use of the Surrender In Lieu Of Prosecution procedure and admitted to misconduct involving forged prescriptions. The Board's acceptance of that decision thus accords with the Act.

It is, therefore, the official opinion of the Attorney General that the State Board of Medical Licensure and Supervision has adequate support for the conclusion that this action advances the State of Oklahoma's policy to ensure the adequate regulation of dangerous substances.

A handwritten signature in blue ink, appearing to read "Scott Pruitt".

E. SCOTT PRUITT
ATTORNEY GENERAL OF OKLAHOMA