

IN AND BEFORE THE STATE BOARD OF MEDICAL EXAMINERS ||

STATE OF OKLAHOMA

STATE OF OKLAHOMA,

Plaintiff,)

vs.)

JOE DAN METCALF, M.D.)

Defendant.)

RECEIVED
AUG 3 1978

STATE BOARD
MEDICAL EXAMINERS

TO DR. H. B. TATE, SECRETARY
STATE BOARD OF MEDICAL EXAMINERS
STATE OF OKLAHOMA
5104 North Francis, Suite C
Oklahoma City, OK 73112

C O M P L A I N T

Comes now Michael Hoover, Inspector for the State Board of Medical Examiners, Oklahoma City, Oklahoma, being first duly sworn upon oath, states:

1. That Joe Dan Metcalf, M.D., holding Oklahoma Medical License No. 8629, is charged with unprofessional conduct, to wit: Violating the Oklahoma Medical Practice Act, 59 O.S. Supplement 1976, §509, more specifically subsections 9 and 13 and Rule 29 of the State Board of Medical Examiners Rules and Regulations, subsections (a) and (b):

"(9) Dishonorable or immoral conduct which is likely to deceive or defraud the public.

(a) Indiscriminate or excessive prescribing of controlled or narcotic drugs;

(b) Prescribing of controlled or dangerous drugs in excess of the amount considered good medical practice."

2. That Joe Dan Metcalf, M.D., is deceiving the public by writing prescriptions for controlled substances which have antagonistic effects that do not promote either cure or palliation; specifically the prescribing of amphetamine containing compounds at the same time as prescribing depressant compounds (i.e. Dexedrine and Percodan) to the same patient, to wit:

<u>Name</u>	<u>Date</u>	<u>Drug & Amount</u>
Flossie Herring, 509 N.W. 7th	6/6/78	60 Dexedrine
	6/6/78	100 Percodan
	5/8/78	60 Dexedrine
	5/8/78	100 Percodan
	4/5/78	60 Dexedrine
	4/5/78	100 Percodan
	3/17/78	100 Percodan
	3/2/78	100 Percodan
	3/2/78	60 Dexedrine
	2/20/78	100 Percodan
	2/14/78	60 Dexedrine
	2/6/78	100 Percodan
	1/30/78	100 Percodan
	1/18/78	60 Dexedrine
	1/18/78	100 Percodan
	12/22/77	60 Dexedrine
	12/22/77	100 Percodan
	12/12/77	100 Percodan
	11/30/77	100 Percodan
	11/30/77	60 Dexedrine
	11/17/77	100 Percodan
	11/7/77	50 Percodan
	11/1/77	60 Dexedrine
	10/31/77	50 Percodan
	10/24/77	50 Percodan
	10/17/77	50 Percodan
	10/10/77	50 Percodan
	10/3/77	50 Percodan
	9/26/77	50 Percodan
	9/26/77	60 Dexedrine
	9/21/77	50 Percodan
	9/18/77	50 Percodan
	9/12/77	50 Percodan
	9/1/77	50 Percodan
	9/1/77	60 Dexedrine
	8/29/77	50 Percodan
	8/22/77	50 Percodan
	8/16/77	50 Percodan
	8/16/77	60 Dexedrine
	7/18/77	50 Percodan
7/15/77	50 Percodan	
7/11/77	50 Percodan	
6/27/77	50 Percodan	
6/21/77	50 Percodan	
6/14/77	50 Percodan	
6/1/77	60 Dexedrine	
6/1/77	50 Percodan	
5/18/77	50 Percodan	

Total number of dosage units of Percodan 2,400
 " " " " " " Dexedrine 708

3. That Joe Dan Metcalf, M.D., has written approximately 314 prescriptions calling for Schedule II substances to approximately 280 patients during a period of 4/4/77 through 6/14/78. These prescriptions constitute approximately 15,162 dosage units of Schedule II substances.

4. That said amount of dosage units is excessive and is in excess of the amount considered good medical practice.

5. That Joe Dan Metcalf, M.D., is the holder of an unrevoked license to practice medicine and surgery in the State of Oklahoma and under the facts set forth, the Board shall authorize such action as it deems necessary including revocation or suspension or any other action.

Michael Hoovs
Complainant

Subscribed and sworn to before me this 3rd day of August, 1978.

Linda G. Campbell
Notary Public

My commission expires February 2, 1980.

v.