

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

FILED

NOV 10 2005

STATE OF OKLAHOMA)
EX REL. THE OKLAHOMA BOARD)
OF MEDICAL LICENSURE)
AND SUPERVISION,)

OKLAHOMA STATE BOARD OF
MEDICAL LICENSURE & SUPERVISION

Plaintiff)

v.)

Case No. 05-11-3018

GEORGE HAWN WEABER, M.D.,)
OKLAHOMA MEDICAL LICENSE NO. 8634,)

Defendant.)

COMPLAINT

COMES NOW the plaintiff, the State of Oklahoma ex rel. the Oklahoma State Board of Medical Licensure and Supervision (the "Board"), by and through its attorney, Elizabeth A. Scott, Assistant Attorney General, and for its Complaint against the Defendant, George Hawn Weaber, M.D., Oklahoma medical license no. 8634, alleges and states as follows:

1. The Board 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 pursuant to 59 Okla. Stat. §480 *et seq.*

2. Defendant, George Hawn Weaber, M.D., holds Oklahoma medical license no. 8634.

3. On or about October 19, 2005, Defendant was disciplined by the Board of Medical Examiners of the State of Montana whereby his license to practice medicine was suspended on an emergency basis based upon a finding that his continued practice represented an immediate danger to the public health, safety and welfare. Specifically, the suspension was based upon the following findings:

a. Defendant admitted that he had written prescriptions for Adderall, Xanax, Codeine and Percocet to his adopted son, Kenneth Weaber, and that when his son filled the prescriptions for Xanax, he gave Defendant some of the drugs for his personal use.

b. Defendant admitted that he had numerous prescription drugs in his house that were written to other people. Defendant admitted that he had used these drugs and had given them to other people for use.

c. Defendant admitted that he had written prescriptions for his "housemate" and that this housemate may have given him some of the Tylenol #3 for Defendant's personal use.

d. Defendant admitted that he knew his adopted son Kenneth Weaber had forged numerous prescriptions for controlled dangerous drugs using Defendant's name as the prescribing physician. Defendant did not report the fraudulent prescriptions to anyone.

e. In the 1990s, Defendant had adopted another son, Thomas Sonju. Thomas died of a drug overdose in Defendant's house in 1999. Defendant admitted that he had prescribed codeine to Thomas, who also obtained codeine from another physician. Thomas overdosed on the codeine combined with alcohol and died. Defendant admitted that he did not document the prescriptions he had written for Thomas.

f. Defendant admitted writing a prescription for Lovenox to Kenneth Weaber's business partner A.G. Since A.G. did not have insurance, Defendant wrote the prescription in the name of A.G.'s father, who did have insurance. However, the prescription was for A.G. and not for his father.

g. Defendant claimed that he had medical records at his house for his housemate, Kenneth Weaber and A.G. However, a subsequent search of the house revealed no records. The search did reveal numerous prescription bottles and controlled dangerous substances in various names other than Defendant.

h. Defendant subsequently surrendered his DEA certificate in lieu of a show cause hearing.

i. Defendant was subsequently charged in Montana with two (2) counts of Criminal Possession of Dangerous Drugs. This matter is still pending.

4. Defendant is guilty of unprofessional conduct in that he:

- A. Was subject to disciplinary action of another state or jurisdiction based upon acts or conduct by the licensee similar to acts or conduct that would constitute grounds for action as defined in this section pursuant to OAC 435:10-7-4(31).

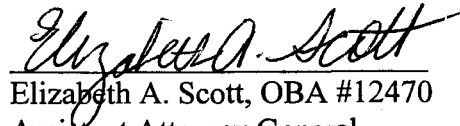
Conclusion

WHEREFORE, plaintiff requests that the Board conduct a hearing, and upon proof of the allegations contained herein, impose such disciplinary action as authorized by law, up to and

including the revocation or suspension of the Defendant's license to practice as a physician and surgeon in the State of Oklahoma, the assessment of costs and fees incurred in this action, and any other appropriate action with respect to Defendant's license to practice as a physician and surgeon in the State of Oklahoma.

Dated this 10th day of November, 2005 at 8⁰⁰ a.m.

Respectfully submitted,



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Attorney for the State of Oklahoma ex rel.
Oklahoma State Board of Medical
Licensure and Supervision