

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

FILED

APR - 9 2008

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

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Plaintiff )

v. )

Case No. 08-02-3456

PAUL ANTHONY HOWARD, M.D., )  
LICENSE NO. 9517, )

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, Paul Anthony Howard, M.D., Oklahoma license no. 9517, 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, Paul Anthony Howard, M.D., holds Oklahoma license no. 9517 and practices as a plastic surgeon in Tulsa, Oklahoma.

3. On or about February 5, 2008, Defendant performed plastic surgery on Patient TFW. The surgery consisted of a Mastopexy, a Rytidoplasty, a Quadrilateral Blepharoplasty and a Mid-Face Suspension. The surgery lasted approximately nine (9) hours. After the surgery, Defendant authorized two (2) prescriptions for Lortab 7.5 mg. #40, and one (1) prescription for Keflex. Defendant's records reflect that he has continued to treat Patient TFW on five (5) separate occasions after the surgery in his office.

4. Beginning in or around June 2007 and continuing through the present time, Defendant engaged in a sexual relationship with Patient TFW. Defendant admits that he engaged in these sexual acts at the same time he was maintaining a doctor-patient relationship by performing surgery, treating Patient TFW in his office, and prescribing controlled dangerous substances and other dangerous drugs to this patient.


5. Defendant is guilty of unprofessional conduct in that he:
- A. Engaged in dishonorable or immoral conduct which is likely to deceive, defraud or harm the public in violation of 59 O.S. § 509 (8) and OAC 435:10-7-4 (11).
  - B. Engaged in physical conduct with a patient which is sexual in nature, ... in violation of 59 O.S. §509 (17).
  - C. Committed an act of sexual ... misconduct or exploitation related or unrelated to the licensee's practice of medicine and surgery in violation of OAC 435:10-7-4 (23).
  - D. Violated any provision of the medical practice act or the rules and regulations of the Board or of an action, stipulation, or agreement of the Board in violation of 59 O.S. §509 (13) and OAC 435:10-7-4(39).

***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 9<sup>th</sup> day of April, 2008 at 2:45 p.m.

Respectfully submitted,

  
Elizabeth A. Scott, OBA #12470  
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Attorney for the State of Oklahoma ex rel.  
Oklahoma State Board of Medical  
Licensure and Supervision