

STATE OF INDIANA,

Petitioner,

v.

GERALD ANTHONY GRIFFIN, M.D.,
holder of Indiana physician's
license no. 30693,

Respondent.

FILED

JAN 12 1990

HEALTH PROFESSIONS
BUREAU

COMPLAINT

The State of Indiana (hereinafter "Petitioner") by counsel, Linley E. Pearson, Attorney General of Indiana, and Stephen C. McNutt, Deputy Attorney General, pursuant to the authority of IC 25-1-7-7(a), for its complaint against Gerald Anthony Griffin, M.D. (hereinafter "Respondent"), alleges and says that:

COUNT I

1. The Attorney General of Indiana is empowered to bring disciplinary complaints in the name of the State of Indiana before the Medical Licensing Board (hereinafter "Board") pursuant to IC 25-1-7 et seq.

2. The Board is charged with the duty and responsibility of regulating the practice of medicine in the State of Indiana pursuant to IC 25-22.5-1 et seq.

3. Respondent holds a probationary license to practice medicine, no. 30693.

4. Respondent's medical license has been on probationary status since December 1986 due to his disease of chemical dependency.

5. On or about June 29, 1989, Respondent telephoned a pharmacy and ordered Cocaine for his employer, American Surgery Center and personally picked up the medication.

6. On or about July 9, 1989, Respondent diverted ampules of cocaine solution from his employer.

7. On or about July 9, 1989, Respondent staged a

fake burglary of his employer's business facility for the purpose of concealing his diversion of cocaine solution.

8. On or about July 9, 1989, Respondent ingested nine grams of cocaine solution intravenously.

9. On or about July 10, 1989, Respondent admitted himself to the Koala Center, Lebanon, Indiana under the care of D. Kete Cockrell, M.D.

10. On or about July 13, 1989, Respondent went to Talbott Recovery Systems in Atlanta, Georgia for treatment of drug dependency.

11. On August 3, 1989, Respondent's medical license was suspended on an emergency basis by the Board.

12. The above-described conduct violates the following prohibitions of IC 25-1-9-4, to-wit:

A. Respondent has engaged in a fraud or material misrepresentation in the course of professional services.

B. Respondent has continued to practice although he has become unfit to practice due to addiction to, abuse of, or severe dependency upon alcohol or other drugs that endanger the public by impairing his ability to practice medicine safely.

C. Respondent has diverted a legend drug as defined in IC 16-6-8-2.

D. Respondent has engaged in a course of immoral conduct in connection with delivery of services to the public.

E. Respondent has knowingly violated the provisions of IC 25-1-9-9(a)(5)(D) by violating the terms of his probationary license to practice medicine.

WHEREFORE, Petitioner demands an order against Respondent, Anthony Griffin, M.D., that:

1. Imposes the appropriate disciplinary sanction;
2. Directs Respondent to immediately pay all costs incurred in the prosecution of this case;

3. Provides such further relief as the Board deems
just and proper in the premises.

Respectfully submitted,

LINLEY E. PEARSON
Attorney General of Indiana

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