

**IN AND BEFORE THE OKLAHOMA STATE BOARD OF DENTISTRY  
STATE OF OKLAHOMA**

STATE OF OKLAHOMA, ex rel., )  
THE OKLAHOMA BOARD OF DENTISTRY, )  
Plaintiff )  
vs. ) Case No: 22-11  
KEITH BOREN, D.M.D, License #6730, )  
Respondent )

**STATEMENT OF COMPLAINT**

**YOU ARE HEREBY NOTIFIED** on the following charges made against you.

**GENERAL BACKGROUND**

1. The Board has jurisdiction over the Defendant the subject matter herein pursuant to the Oklahoma State Dental Act 59 O.S. § 328.1 et. seq. and the Board of Dentistry Rules and Regulations, Title 195 et. seq.
2. **KEITH BOREN, D.M.D license #6730** is licensed to practice dentistry in the State of Oklahoma. Dr. Keith Boren's State Dental license is currently in full force and effect and was originally issued July 01, 2015. The actions relevant to this Statement of Complaint occurred in and around Tulsa, Oklahoma.
3. The acts and omissions, which constitute the allegations contained in this Statement of Complaint, occurred during the period from March 7, 2021- through August 30, 2022, but at all times relevant to the State Dental Act and Oklahoma State laws. The requirements of the State Dental Act and the Rules and Regulations of the Board to regulate the conduct herein were in effect for all times appropriate to the actions described in this Statement of Complaint.

**SPECIFIC ALLEGATIONS**

Each of the paragraphs, as stated above, are incorporated and adopted by reference herein for each specific allegation.

1. A complaint was received on or about January 12, 2022 regarding Keith Boren, D.M.D of Spring Dental, allowing dental assistants/DA's, to provide treatment to patients doing coronal polishing, x-rays/radiographs and assisting in the administration of nitrous oxide without valid training or expanded duty permits as required by Oklahoma statute. The name of one dental assistant was given by the complainant.
2. Dr. Howl assigned Dr. Crawford and Dr. Lunday as the review panel and Investigator Steve Lowe was assigned to the case.
3. A second complaint was received by the same complainant on February 16<sup>th</sup> and again on February 22<sup>nd</sup> regarding the same subject and alleging that the office staff of the dental office (Spring Dental), were in charge of the hiring and again alleging that the dental assistant was traveling between offices with Dr. Boren and other available dentists that were doing surgeries. Investigator Lowe interviewed multiple individuals in the office. The dental assistant was assisting dentists that were conducting surgeries while also being under anesthesia that was being conducted by a Certified Nurse Anesthetist and she was assisting the dentist with the treatment of the patient.
4. During this investigation, the dental assistant was charged with a felony for feloniously pointing of a firearm related to a domestic situation in Tulsa County District Court and was suspended by the dental office. The criminal case was dismissed in late 2022.
5. In late March of 2022, Dr. Boren was interviewed by Investigator Lowe. Dr. Boren explained that two of the dental assistants had a “falling out” and one retaliated on the other by posting social media statements, complaints with the Board and other various activities and as a result both were terminated by the practice. Dr. Boren’s staff provided ten patient files for review as requested. Investigator Lowe interviewed five staff members including 3 dental assistants and 4 dentists at the practice. No evidence of the dental assistant doing expanded functions without a permit was found.
6. Dr. Boren’s OBNDD’s Prescription Monitoring Program profile was checked. Between March 7, 2021 and March 7, 2022, Dr. Boren issued 819 controlled prescriptions to 761 patients. However, Dr. Boren only checked the PMP of 29 of the 761 patients he prescribed a controlled substance to. When asked, Dr. Boren replied that he thought that his dental assistants were doing these checks, but stated that he hasn’t been doing it and needed to be more diligent in doing the checks.

**The above acts and omissions set forth above constitutes violations of the State Dental Act and may include violations of State and Federal laws.**

CT. 1. – 10. – FAILURE TO CHECK THE PRESCRIPTION MONITORING PROGRAM (PMP) BEFORE PRESCRIBING; 63 O.S. §2-309D (G)(2).

Specifically for,

- (1.) Patient D.A., written on 08/06/2021
- (2.) Patient E.H., written on 08/06/2021
- (3.) Patient T.B., written on 03/08/2021
- (4.) Patient S.K., written on 03/10/2021
- (5.) Patient B.D., written on 03/11/2021
- (6.) Patient C.L., written on 03/11/2021
- (7.) Patient J.H., written on 03/15/2021
- (8.) Patient L.V., written on 03/16/2021
- (9.) Patient K.W., written on 03/16/2021
- (10.) Patient K.S., written on 03/24/2021

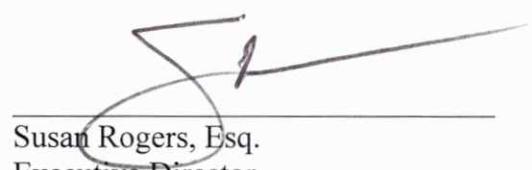
**POTENTIAL SANCTION(S)**

The Board is authorized, after notice or opportunity for a hearing pursuant to Article II of the Administrative Procedures Act, to issue an order to impose sanction(s) whenever the Board finds, by clear and convincing evidence, that a licensee has violated the State Laws or Rules in regards to their license. The minimum to maximum sanction in this matter ranges from no action to revocation of license and an administrative fine of up to \$1500 per violation. We request for this matter to be set for hearing on the next Board Agenda.

**ATTORNEY'S FEES**

The Board is authorized, after notice or opportunity for a hearing pursuant to Article II of the Administrative Procedures Act, to request the costs of prosecution and attorney's fees be recovered from the Respondent. The Board is requesting costs and attorney's fees.

Respectfully Submitted,

  
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Susan Rogers, Esq.  
Executive Director

Date May 3, 2023

Panel Members

Dr. Jeff Lunday

Dr. Stan Crawford

Investigators

Steve Lowe