

**SEALED**

IN THE DISTRICT COURT OF CLEVELAND COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel.,  
MIKE HUNTER,  
ATTORNEY GENERAL OF OKLAHOMA

Plaintiff

vs.

- (1) PURDUE PHARMA L.P.;
- (2) PURDUE PHARMA, INC.;
- (3) THE PURDUE FREDERICK COMPANY,
- (4) TEVA PHARMACEUTICALS USA, INC.;
- (5) CEPHALON, INC.;
- (6) JOHNSON & JOHNSON;
- (7) JANSSEN PHARMACEUTICALS, INC.
- (8) ORTHO-MCNEIL-JANSSEN  
PHARMACEUTICALS, INC., n/k/a  
JANSSEN PHARMACEUTICALS;
- (9) JANSSEN PHARMACEUTICA, INC.,  
n/k/a JANSSEN PHARMACEUTICALS, INC.;
- (10) ALLERGAN, PLC, f/k/a ACTAVIS PLC,  
f/k/a ACTAVIS, INC., f/k/a WATSON  
PHARMACEUTICALS, INC.;
- (11) WATSON LABORATORIES, INC.;
- (12) ACTAVIS LLC; and
- (13) ACTAVIS PHARMA, INC.,  
f/k/a WATSON PHARMA, INC.,

Defendants.

STATE OF OKLAHOMA  
CLEVELAND COUNTY, S.S.  
FILED In The  
Office of the Court Clerk  
MAY 02 2019

For Judge Balkman's  
Consideration

In the office of the  
Court Clerk MARILYN WILLIAMS

Case No. CJ-2017-816  
Honorable Thad Balkman

William C. Hetherington  
Special Discovery Master

**SEALED**

DEFENDANTS TEVA PHARMACEUTICALS USA, INC.,  
CEPHALON, INC., WATSON LABORATORIES, INC., ACTAVIS LLC,  
AND ACTAVIS PHARMA, INC., f/k/a WATSON PHARMA, INC.'S  
MOTION FOR SUMMARY JUDGMENT AND BRIEF IN SUPPORT

**EXHIBIT 38 FILED UNDER SEAL**

# EXHIBIT 38

IN THE DISTRICT COURT AND FOR SEQUOYAH COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA,

Plaintiff,

vs.

BERNARD M. TOUGAS,  
3100 Jackson St.  
Fort Smith, Arkansas 72903  
D.O.B.: 07/21/1972  
SSN: \*\*\*-\*\*-5760

RONALD V. MYERS,  
27 Weeks Drive  
Belzoni, Mississippi 39038  
D.O.B.: 02/29/56  
SSN: \*\*\*-\*\*-8414

GEORGE B. HOWELL and,  
7015 E. 14<sup>th</sup> Street N  
Wichita, KS 67206  
D.O.B.: 06/16/1936  
SSN: \*\*\*-\*\*-5778, \*\*\*-\*\*-5278

Defendants.

Case No. CF-16-493A

SEQUOYAH COUNTY, OKLAHOMA  
FILED  
IN DISTRICT COURT

JUN 17 2016

VICKI BEATY, CLERK  
BY WJ DEPUTY

INFORMATION

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF OKLAHOMA: E.  
SCOTT PRUITT, Attorney General of the State of Oklahoma, by Assistant Attorney General,  
Emily N. Harrelson, in the name and by the authority, and on behalf of the State of Oklahoma,  
give information that in SEQUOYAH COUNTY, State of Oklahoma, BERNARD M.  
TOUGAS, RONALD V. MYERS and GEORGE B. HOWELL did then and there unlawfully,  
willfully, knowingly and wrongfully commit the crimes of:

**COUNT 1: RACKETEERING**

During the period of the 1<sup>st</sup> day of August, 2009, and continuously through the 31<sup>st</sup> day of December, 2014, the crime of **RACKETEERING** was committed in **Sequoyah County**, State of Oklahoma by defendants **BERNARD M. TOUGAS, RONALD V. MYERS, and GEORGE B. HOWELL**, along with others, in violation of Section 1403 of Title 22 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma. That is to say that during the period of the 1<sup>st</sup> day August, 2009, and continuously through the 31<sup>st</sup> December, 2014, inclusive, defendants **BERNARD M. TOUGAS, RONALD V. MYERS, and GEORGE B. HOWELL**, and others, were associated with an enterprise as defined by Section 1403 of Title 22 of the Oklahoma Statutes, to wit: Wellness Clinic of Roland. Prior to 2009 Bernard Tougas worked as a Physician Assistant to Dr. Terry Brackman in Fort Smith, Arkansas. During this time Dr. George Howell and Dr. Ronald Myers also worked for Dr. Brackman's practice. Upon Dr. Brackman's death in August, 2009, Bernard Tougas moved the practice to Roland, Oklahoma, calling the new practice, the Wellness Clinic of Roland. Dr. Myers also moved with the practice becoming the Medical Director. Dr. John Friedl was recruited by Bernard Tougas to work at the clinic and began working there as a doctor in 2009. Dr. Howell also moved over from Dr. Brackman's practice to the Wellness Clinic in Roland. Dr. Myers and Dr. Friedl were salaried employees of the clinic, and Dr. Howell was a contract employee. On December 30, 2011, a Certificate of Incorporation was filed with the Office of the Secretary of State, State of Oklahoma, establishing the Wellness Clinic of Roland. The stated primary purpose of this incorporation was to operate a family practice medical clinic. Also on December, 30, 2011, the initial directors' meeting was held. The following officers were nominated and approved: Dr. Ronald Myers as President and Medical Director, Dr. John Friedl Vice President and Assistant

Medical Director, and Debra Cox, Bernard Tougas's mother, Vice President and Clinic Administrator. Bernard Tougas was the sole stockholder in Wellness Clinic of Roland, Inc. During this meeting, the corporation entered into an outsourcing service agreement with Tougas Management, Inc., related to management, business administration, and the outsourcing of physicians and physician's assistants. Dr. Friedl was a Vice President of Tougas Management, Inc. In late summer of 2013, Dr. Friedl left the Wellness Clinic of Roland, Inc. to continue his practice in Tulsa, Oklahoma. On February 21, 2014, Dr. Howell was terminated from his employment contract with the Wellness Clinic of Roland, Inc. Dr. Myers continued to work with Bernard Tougas at the Wellness Clinic.

During this aforementioned period of time defendants, **BERNARD M. TOUGAS**, **RONALD V. MYERS**, and **GEORGE B. HOWELL**, and others, did knowingly, willfully, and unlawfully conduct or participate, directly or indirectly, in the conduct of the affairs of the Wellness Clinic of Roland, an enterprise, through a pattern of racketeering activity as defined by Section 1402(5) and 1402(10) of Title 22 of the Oklahoma Statutes to-wit the following felonies:

1. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 10<sup>th</sup> day of April, 2012, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering

a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

2. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 13<sup>th</sup> day of March, 2012, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substance Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

3. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 15<sup>th</sup> day of February, 2012, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedule II through IV,

in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

4. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 17<sup>th</sup> day of January, 2012, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedule II through IV, of the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

5. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 20<sup>th</sup> day of December, 2011, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma

(carisoprodol), classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

6. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 22<sup>nd</sup> day of November, 2011, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

7. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 25<sup>th</sup> day of October, 2011, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or



dispensed, a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedules II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

8. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 27<sup>th</sup> day of September, 2011, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

9. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 30<sup>th</sup> day of August, 2011, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical

or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

10. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 2<sup>nd</sup> day of August, 2011, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), and Soma (carisoprodol), classified as controlled dangerous substances, schedules II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

11. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 23<sup>rd</sup> day of

September, 2010, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Soma (carisoprodol), and Xanax (alprazolam) classified as controlled dangerous substances, schedule II and IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Brian Bourne, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

12. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 21<sup>st</sup> day of October, 2010, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, Lorcet (acetaminophen/hydrocodone), Soma (carisoprodol), and Xanax (alprazolam) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Brian Bourne, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

13. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in**

Sequoyah County, Oklahoma. That is to say that on or about the 1<sup>st</sup> day of July, 2010, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Lorcet (acetaminophen/hydrocodone), Soma (carisoprodol), and Xanax (alprazolam) classified as controlled dangerous substances, schedule IV through II, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Brian Bourne, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

14. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 31<sup>st</sup> day of January, 2012, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Methadone Hydrochloride, Soma (carisoprodol), Xanax (alprazolam), and Percocet (oxycodone and acetaminophen) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Donna Ruth Parson, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

15. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the

racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 3<sup>rd</sup> day of January, 2012, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Methadone Hydrochloride, Soma (carisoprodol), Xanax (alprazolam), and Percocet (oxycodone and acetaminophen) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Donna Ruth Parson, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

16. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 22<sup>nd</sup> day of January, 2013, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Valium (Diazepam) and OxyContin classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Gary Edgar Alewine, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

17. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the

racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 27<sup>th</sup> day of December, 2012, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride and Soma (Carisoprodol) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Gerald A. Turpin, II., a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

18. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 21<sup>st</sup> day of February, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 24<sup>th</sup> day of January, 2013, **GEORGE B. HOWELL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride and Soma (Carisoprodol) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Gerald A. Turpin, II., a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

19. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through August, 2013, a member of the racketeering enterprise, **JOHN C. FRIEDL**, committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 27<sup>th</sup> day of March, 2012, **JOHN C. FRIEDL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Methadone Hydrochloride, Soma (Carisoprodol), Xanax (Alprazolam), and Percocet (Oxycodone and Acetaminophen) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Donna Ruth Parson, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

20. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through August, 2013, a member of the racketeering enterprise, **JOHN C. FRIEDL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 24<sup>th</sup> day of April, 2012, **JOHN C. FRIEDL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Methadone Hydrochloride classified as controlled dangerous substance, schedule II, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Donna Ruth Parson, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

21. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through August, 2013, a member of the racketeering enterprise, **JOHN C. FRIEDL** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 22<sup>nd</sup> day of May, 2012, **JOHN C. FRIEDL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Morphine Sulfate classified as controlled dangerous substance, schedule III, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Donna Ruth Parson, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

22. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009 through August, 2013, a member of the racketeering enterprise, **JOHN C. FRIEDL and defendant, BERNARD TOUGAS**, acting in concert, committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 27<sup>th</sup> day of March, 2013, **JOHN C. FRIEDL and BERNARD TOUGAS**, willfully, knowingly, and co-jointly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone classified as controlled dangerous substance, schedule II, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Jenna Mooneyham, aka Rachel Geller, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.



23. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through August, 2013, a member of the racketeering enterprise, **JOHN C. FRIEDL**, committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 4<sup>th</sup> day of October, 2012, **JOHN C. FRIEDL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride, OxyContin, and Soma (Carisoprodol) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs them to Gerald A. Turpin, II., a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

24. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through August, 2013, a member of the racketeering enterprise, **JOHN C. FRIEDL**, committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 1<sup>st</sup> day of November, 2012, **JOHN C. FRIEDL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride and Soma (Carisoprodol) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Gerald A. Turpin, II., a patient of the Wellness Clinic

of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

25. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through August, 2013, a member of the racketeering enterprise, **JOHN C. FRIEDL**, committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 29<sup>th</sup> day of November, 2012, **JOHN C. FRIEDL**, willfully and knowingly for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride and Soma (Carisoprodol) classified as controlled dangerous substances, schedule II through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Gerald A. Turpin, II., a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

26. On or between the inclusive dated from 1<sup>st</sup> of August, 2009, through August, 2013, a member of the racketeering enterprise, **JOHN C. FRIEDL**, committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 4<sup>th</sup> day of June, 2013, **JOHN C. FRIEDL**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone classified as controlled dangerous substance in schedule II of the Controlled Dangerous Substances Act of this State by signing and/or allowing delivery of a prescription for said drug to Jenna Mooneyham, aka Rachel

Geller, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

27. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, a member of the racketeering enterprise **JOHN C. FRIEDL** and defendant, **BERNARD M. TOUGAS**, committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 24<sup>th</sup> day of April, 2013, **JOHN C. FRIEDL** and **BERNARD M. TOUGAS**, willfully, knowingly, and co-jointly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone and Ultram classified as controlled dangerous substances, in schedule II through IV, of the Controlled Dangerous Substances Act of this State by signing and/or causing delivering of a prescription for said drugs to Jenna Mooneyham, aka Rachel Geller, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-104 of Title 63 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

28. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> of December, 2014, defendant **RONALD V. MYERS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 1<sup>st</sup> day of July, 2010, **RONALD V. MYERS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride classified as controlled dangerous substance,

schedule II, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for drugs to Brian Bourne, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

29. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **RONALD V. MYERS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 23<sup>rd</sup> day of September, 2010, **RONALD V. MYERS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride classified as controlled dangerous substance, schedule II, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Brian Bourne, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

30. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **RONALD V. MYERS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 21<sup>st</sup> day of October, 2010, **RONALD V. MYERS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride classified as controlled dangerous substance, schedule II, in the Controlled Dangerous Substances Act of this State by

signing and/or delivering a prescription of said drugs to Brian Bourne, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

31. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **RONALD V. MYERS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 6<sup>th</sup> day of September, 2012, **RONALD V. MYERS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Hydrocodone Bitartrate and Acetaminophen and Soma (Carisoprodol) classified as controlled dangerous substances, schedule III through IV, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Gerald A. Turpin, II., a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

32. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **RONALD V. MYERS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 18<sup>th</sup> day of February, 2013, **RONALD V. MYERS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Valium (Diazepam) and OxyContin classified as controlled dangerous substances, schedule IV and II, in the Controlled Dangerous Substances

Act of this State by signing and/or delivering a prescription of said drugs to Gary Edgar Alwine, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

33. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **RONALD V. MYERS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 29<sup>th</sup> day of November, 2012, **RONALD V. MYERS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Valium (Diazepam), OxyContin and Oxycodone classified as controlled dangerous substances, schedule IV through II, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription of said drugs to Gary Edgar Alwine, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

34. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **RONALD V. MYERS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 30<sup>th</sup> day of October, 2012, **RONALD V. MYERS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Valium (Diazepam), OxyContin, and Oxycodone classified as controlled dangerous substances, schedule IV through II, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs

to Gary Edgar Alwine, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

35. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **RONALD V. MYERS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 2<sup>nd</sup> day of October, 2012, **RONALD V. MYERS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Valium (Diazepam), OxyContin, and Oxycodone classified as controlled dangerous substances, schedule IV through II, in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription of said drugs to Gary Edgar Alwine, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

36. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendants **RONALD V. MYERS** and **BERNARD M. TOUGAS**, committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 10<sup>th</sup> day of December, 2013, **RONALD V. MYERS** and **BERNARD M. TOUGAS**, willfully, knowingly, and co-jointly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride, OxyContin, and Valium (Alprazolam) classified as controlled dangerous substances, schedule II through IV of the Controlled Dangerous Substances Act of this State by signing and/or delivering a

prescription for said drugs to Tammy Bond Tanksley, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

37. On or between the inclusive dates from the 1<sup>st</sup> day of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendants **RONALD V. MYERS** and **BERNARD M. TOUGAS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance in Sequoyah County, Oklahoma**. That is to say that on or about the 7<sup>th</sup> day of January, 2014, **RONALD V. MYERS** and **BERNARD M. TOUGAS**, willfully, knowingly, and co-jointly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone Hydrochloride, OxyContin, and Valium (Alprazolam) classified as controlled dangerous substances, schedule II through IV of the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tammy Bond Tanksley, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

38. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Murder in the First Degree in Sequoyah County, Oklahoma**. That is to say that on or about the 8<sup>th</sup> day of May, 2012, the crime of Murder in the First Degree was feloniously committed in **Sequoyah County, Oklahoma**, by **GEORGE B. HOWELL**, who, while in the commission of the crime of Unlawful Distribution or Dispensing of Controlled Dangerous Substances, killed or caused the



death of Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, by drug toxicity, causing her death on the 8<sup>th</sup> of May, 2012, contrary to the provisions of section 701.7 of Title 21 of the Oklahoma Statutes. **Or in the alternative**, that on or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **GEORGE B. HOWELL** committed the racketeering act of **Murder in the Second Degree in Sequoyah County, Oklahoma**. That is to say that on or about the 8<sup>th</sup> day of May, 2012, the crime of Murder in the Second Degree was feloniously committed in **Sequoyah County, Oklahoma**, by **GEORGE B. HOWELL**, who unlawfully prescribed outside the usual course of medical practice and/or without medical purpose, excessive amounts of controlled dangerous substances to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, in a manner imminently dangerous to another person, evincing a depraved mind, and without regard of human life, killing Tonya Lynn Chester, by drug toxicity, which caused her death on the 8<sup>th</sup> of May, 2012, contrary to the provisions of section 701.7 of Title 21 of the Oklahoma Statutes.

39. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **BERNARD M. TOUGAS** committed the racketeering act of **Maintaining a Building Where Controlled Dangerous Substances Are Sold in Sequoyah County, Oklahoma**. That is to say on or between the 1<sup>st</sup> day of August, 2009, through the 31<sup>st</sup> day of December, 2014, the crime of **Maintaining a Building Where Controlled Dangerous Substances Are Sold** was feloniously committed in **Sequoyah County, Oklahoma**, by **BERNARD M. TOUGAS**, who willfully and knowingly kept and/or maintained the building for the

Wellness Clinic of Roland, a medical clinic, for the unlawful selling of controlled dangerous substances, contrary to the provisions of section 2-404(A)(6) of Title 63 of the Oklahoma Statutes.

40. On or between the inclusive dates from the 1<sup>st</sup> of August, 2009, through the 31<sup>st</sup> day of December, 2014, defendant **BERNARD M. TOUGAS** committed the racketeering act of **Unlawful Distribution of a Controlled Dangerous Substance** in **Sequoyah County**, Oklahoma. That is to say that on or about the 30<sup>th</sup> day of October, 2012, **BERNARD M. TOUGAS**, willfully and knowingly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship and outside of his legal authority as a physician assistant, distributed or dispensed a quantity of MS Contin (Morphine) classified as controlled dangerous substance, schedule II in the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription of said drugs to Robert Stanton, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes.

**COUNT 2: MURDER IN THE FIRST DEGREE**

That on or about the 8<sup>th</sup> day of May, 2012, the crime of Murder in the First Degree was feloniously committed in **Sequoyah County**, Oklahoma, by **GEORGE B. HOWELL**, who, while in the commission of unlawful distribution or dispensing of controlled dangerous substances, including 30 mg Oxycodone (Schedule II CDS), 15mg Oxycodone (Schedule II CDS,) Lorcet (acetaminophen/hydrocodone) (Schedule III CDS), Soma (carisoprodol) (Schedule IV CDS), and Elavil, totaling six hundred and forty four (644) pills, killed or caused the death of Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, by drug toxicity, causing her

death on the 8<sup>th</sup> of May, 2012, contrary to the provisions of Section 701.7 of Title 21 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

***OR IN THE ALTERNATIVE***

**MURDER IN THE SECOND DEGREE**

That on or about the 8<sup>th</sup> day of May, 2012, the crime of Murder in the Second Degree was feloniously committed in Sequoyah County, Oklahoma, by **GEORGE B. HOWELL**, who unlawfully prescribed outside the usual course of medical practice and/or without a medical purpose, excessive amounts of controlled dangerous substances to Tonya Lynn Chester, a patient of the Wellness Clinic of Roland, in a manner imminently dangerous to another person, evincing a depraved mind, and without regard of human life, killing Tonya Lynn Chester, by drug toxicity, which caused her death on the 8<sup>th</sup> day of May, 2012, contrary to the provisions of section 701.8 of Title 21 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

**COUNT 3: UNLAWFUL DISTRIBUTION OF A CONTROLLED DANGEROUS SUBSTANCE**

That on or about the 10<sup>th</sup> day of December, 2013, the crime of Unlawful Distribution of a Controlled Dangerous Substance was feloniously committed in Sequoyah County, Oklahoma, by **RONALD V. MYERS** and **BERNARD M. TOUGAS**, who willfully, knowingly, and co-jointly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, OxyContin, and Valium (Alprazolam) classified as controlled dangerous substances, schedule II and IV, of the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tammy Bond Tanksley, a patient of the Wellness Clinic of Roland, contrary to the provisions

of section 2-401 of Title 63 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

**COUNT 4: UNLAWFUL DISTRIBUTION OF A CONTROLLED DANGEROUS SUBSTANCE**

That on or about the 7<sup>th</sup> day of January, 2014, the crime of Unlawful Distribution of a Controlled Dangerous Substance was feloniously committed in **Sequoyah County**, Oklahoma, by **RONALD V. MYERS** and **BERNARD M. TOUGAS**, who willfully, knowingly, and jointly, for other than legitimate medical or scientific purposes and/or without a doctor/patient relationship, distributed or dispensed a quantity of Oxycodone, OxyContin, and Valium (Alprazolam) classified as controlled dangerous substances, schedule II and IV of the Controlled Dangerous Substances Act of this State by signing and/or delivering a prescription for said drugs to Tammy Bond Tanksley, a patient of the Wellness Clinic of Roland, contrary to the provisions of section 2-401 of Title 63 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

**COUNT 5: MAINTAINING A BUILDING WHERE CONTROLLED DANGEROUS SUBSTANCES ARE SOLD**

That on or about August, 2009, through December, 2014, the crime of Maintaining a Building Where Controlled Dangerous Substances Are Sold was feloniously committed in **Sequoyah County**, Oklahoma, by **BERNARD M. TOUGAS**, who willfully and knowingly kept and/or maintained the building for the Wellness Clinic of Roland, a medical clinic, for the unlawful selling of controlled dangerous substances, contrary to the provisions of section 2-404(A)(6) of Title 63 of the Oklahoma Statutes, and against the peace and dignity of the State of Oklahoma.

E. SCOTT PRUITT  
ATTORNEY GENERAL OF OKLAHOMA

By: *Emily Harrelson*  
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Assistant Attorney General  
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[405] 522-2795 Facsimile


STATE OF OKLAHOMA            )  
  )  
COUNTY OF SEQUOYAH        )

I, Emily Harrelson, being duly sworn on my oath, declare that the statements set forth in the above information, are true and correct to the best of my knowledge and belief.

E. SCOTT PRUITT  
ATTORNEY GENERAL OF OKLAHOMA

By: *Emily Harrelson*  
Emily Harrelson  
Assistant Attorney General

Subscribe and sworn to before me this 13<sup>th</sup> day of June, 2016.

*Barbara [Signature]*   
NOTARY PUBLIC

**VIOLATION AND PENALTY:**

COUNT 1: 22 O.S. §1403 – Imprisonment in the custody of the Department of Corrections of not less than ten (10) years and shall not be eligible for a deferred sentence, probation, suspension, work furlough, or release from confinement until one-half (1/2) of sentence served and a fine up to three times value of gain or loss.

COUNT 2: 21 O.S. §701.7 – Death or Life without parole or Life and no deferred sentence.

COUNT 2: IN THE ALTERNATIVE: 21 O.S. §701.8 – Imprisonment in a State Penal Institution for not less than ten (10) years nor more than Life.

COUNT 3-4: 63 O.S. §2-401(B)(1) – Imprisonment in the custody of the Department of Corrections of not less than five (5) years nor more than Life and a fine of not more than One Hundred Thousand Dollars (\$100,000.00).

COUNT 5: 63 O.S. 2-404(A)(6) – Imprisonment for not more than five (5) years, and a fine of not more than Ten Thousand Dollars (\$10,000.00).

**WITNESSES ENDORSED FOR THE STATE OF OKLAHOMA**

*Chris Smith*, Oklahoma Bureau of Narcotics and Dangerous Drug Control, 607 Southwest E. Avenue, Lawton, Oklahoma.

*Jenna Mooneyham*, Oklahoma Bureau of Narcotics and Dangerous Drug Control, 419 NE 38<sup>th</sup> Terrace, Oklahoma City, Oklahoma, 73105.

*Earl Beaver*, Oklahoma Bureau of Narcotics and Dangerous Drug Control, 419 NE 38<sup>th</sup> Terrace, Oklahoma City, Oklahoma, 73105.

*Brian Tallant*, Oklahoma Bureau of Narcotics and Dangerous Drug Control, 419 NE 38<sup>th</sup> Terrace, Oklahoma City, Oklahoma, 73105.

*Dr. Ryan Walker*, Walgreens Pharmacy Supervisor, Tulsa South District for Walgreens.

*Corporal Paul Smith*, Fort Smith Police Department, Narcotics Unit, 100 South 10<sup>th</sup> Street, Fort Smith, Arkansas.

*Steve Washbourne*, Oklahoma Medical Board, 5104 N. Francis Ave., Oklahoma City, Oklahoma.

*Jana Lane*, Oklahoma Medical Board, 5104 N. Francis Ave., Oklahoma City, Oklahoma.

*Dr. Richard Brittingham*, 3201 W. Gore Blvd., Lawton, Oklahoma.

*Tammy Bond Tanksley, 9600 Jenny Lind Road, Fort Smith, Arkansas.*

*John Chester, 202 Thompson Street, Poteau, Oklahoma.*

*Betty Gunter, 476300 E. 1095 Road, Roland, Oklahoma, 74954.*

*Danielle Dedmon, 213 W. Broadway, Spiro, Oklahoma, 74959.*

*James Graham, 1 Mercy Way, #50, Bella Vista, Arkansas, 72714.*

*Jimmy Jones, 22736 128<sup>th</sup> Ave., Cameron, Oklahoma 74932.*

*Johnny Roberts, 303 Ray Fine Blvd., Roland, Oklahoma, 74954.*