

IN THE DISTRICT COURT OF OKLAHOMA COUNTY  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, )

Plaintiff, )

v. )

Case No. \_\_\_\_\_ )

NARESH G. PATEL )

DOB: 11/19/1952 SSN: [REDACTED] )

Defendant. )

AFFIDAVIT OF PROBABLE CAUSE

The undersigned, being first duly sworn and upon oath, does depose and state as follows:

Your Affiant, DAVID REAL, is currently employed as an Agent with the Oklahoma Attorney General's Office and has approximately forty one years experience as a law enforcement officer including twenty one years as a Special Agent for the Oklahoma State Bureau of Investigation. Your affiant was assigned to investigate Doctor NARESH G. PATEL for allegedly obtaining money under false pretenses.

PAMELA KING

That TERESA THOMAS was the sister of PAMELA MICHELLE KING (herein after identified as KING). THOMAS reported to your affiant that her sister, KING, went to the Outpatient Services for Women at 6112 NW 63<sup>rd</sup> Street, Oklahoma City, Oklahoma on August 11, 2011 for an abortion procedure where Doctor NARESH G. PATEL performed a Dilatation and Suction Curettage abortion procedure on KING. That documents from the Outpatient Services for Women regarding KING'S abortion procedure were supplied to your affiant by THOMAS. Both THOMAS and the Oklahoma Medical Licensure Board provided documents to your affiant from the Oklahoma Medical Licensure Board which confirmed the procedure performed by Doctor NARESH G. PATEL on KING on August 11, 2011 at Outpatient Services for Women.

That THOMAS advised your affiant that her sister, KING, went to several other doctors between August 29, 2011 to October 5, 2011 for a possible urinary tract infection. On October 5, 2011, KING was examined by Dr. NICHOLAS PAPPAS who reported KING had "markedly abnormal appearance of the cervix most consistent with carcinoma of the cervix with widespread pelvic nodal metastasis". KING was diagnosed by OU Physicians Gynecologic Oncology with cancer of the cervix. KING died on December 21, 2011 in Oklahoma City, Oklahoma.

The Oklahoma State Health Department provided your affiant with a Certificate of Death for the deceased, PAMELA MICHELLE KING. According to the Death Certificate, KING died December 21, 2011 from Cardio-Respiratory Arrest, Sepsis with Sepsis Shock and Stage four B Squamous Cell Carcinoma of Cervix. Dr. DINESH DALBIR was the certifier of KING'S death certificate and he

indicated on the death certificate she had not been pregnant within the past year. He also indicated he was the physician in charge of her care at the time of her death.

On July 15, 2014 THOMAS went to Outpatient Services for Women and obtained a receipt in the amount of \$520.00 for PAMELA KING'S abortion procedure and provided your affiant a copy of the receipt.

#### JANA LANE

On June 4, 2014, Oklahoma Medical Licensure Board Investigator JANA LANE made a telephone call appointment with Doctor NARESH G. PATEL'S clinic, Outpatient Services for Women, at 6112 NW 63<sup>rd</sup> Street, Oklahoma City, Oklahoma to schedule an abortion procedure. She was informed the abortion would cost \$620.00. On June 4, 2014, LANE went to PATEL'S clinic for an abortion procedure and she paid \$620.00 cash for the abortion procedure for which she was provided a receipt for \$620.00. Doctor NARESH G. PATEL conducted an ultrasound on her abdomen and told her she was "very, very early pregnant" and she was given five RU486 pills and procedure instructions for taking the pills. The encounter with Doctor NARESH G. PATEL at his clinic was video/audio recorded. LANE knew she was not actually pregnant and she left PATEL'S office and drove immediately to her Doctor at the Integris Family Care Edmond East Clinic in Edmond, Oklahoma. Her Doctor, Dr. DANIEL TELLERICO gave her a pregnancy test and confirmed she was "Not pregnant". He provided a letter to LANE, dated June 4, 2014, that certified LANE was not pregnant. LANE later gave your affiant the five RU486 pills and copies of the receipts.

#### BRIDGET LAGAN

That Oklahoma City Police Department Detective BRIDGET LAGAN told your affiant that on October 13 2014, she went to Mercy Clinic Primary Care Oklahoma City, Oklahoma where she was tested for pregnancy by Dr. STEPHEN A.HOPKINS. Dr. HOPKINS provided a report to LAGAN which indicated her pregnancy test was "negative".

On October 16, 2014, Oklahoma City Police Department Detective BRIDGET LAGAN and Agents from the Oklahoma Attorney General's office and other Oklahoma City Police Department Detectives went to Outpatient Services for Women at 6112 NW 63<sup>rd</sup> Street, Oklahoma City, Oklahoma. LAGAN previously made an appointment with the clinic for an abortion procedure. LAGAN entered the Outpatient Services for Women Clinic wearing an audio transmitter and a hidden video recorder. In the clinic she used her own name. She paid the Outpatient Services for Women clinic \$620.00 for an abortion procedure with the intent of purchasing RU486 pills. LAGAN was provided a receipt for the \$620.00 payment.

After LAGAN completed the clinic's paperwork, she was taken to an examination room where she met Dr. NARESH G. PATEL. PATEL performed an external ultrasound on her abdomen and he told her she was pregnant. She then provided a urine test and was told it was positive. PATEL provided LAGAN with five RU486 pills, instructions for taking the pills and a prescription for pain pills.



LAGAN left the clinic and on the same date, October 16, 2014, went to Mercy Convenient Care at 8325 NW Expressway, Oklahoma City, Oklahoma where she took another pregnancy test. The results of the second test were also reported as "negative".

LAGAN provided copies of the reports and receipts to your affiant.

### ELIZABETH FULLBRIGHT

That Oklahoma Attorney General Agent ELIZABETH FULLBRIGHT told your affiant that on October 21, 2014, she made an audio recorded phone call to Outpatient Services for Women clinic and made an appointment for an abortion procedure. The appointment was set for October 22, 2014, at 0845 hours.

FULLBRIGHT told your affiant that on October 21, 2014, she went to Oklahoma City Gynecology and Obstetrics, LLC where she received a pregnancy test and the results were negative. She was provided a copy of the negative pregnancy test by Oklahoma City Gynecology and Obstetrics, LLC.

On October 22, 2014, your affiant, FULLBRIGHT and other Attorney General Agents went to the undercover contact location at Outpatient Services for Women at 6112 NW 63<sup>rd</sup>, Oklahoma City where your affiant and the other Agents listened to the undercover contact between Dr. NARESH G. PATEL and FULLBRIGHT, via audio electronic surveillance equipment. The contact at the clinic was audio and video recorded through electronic equipment carried by FULLBRIGHT.

At approximately 0845 hours, on October 22, 2014, FULLBRIGHT entered PATEL'S clinic, the Outpatient Services for Women at 6112 NW 63<sup>rd</sup> Street, Oklahoma City. FULLBRIGHT gave the clinic receptionist \$620.00 cash for the abortion procedure and FULLBRIGHT used the name ELIZABETH FITZPATRICK. The clinic employee receiving the \$620.00 gave FULLBRIGHT a receipt for the \$620.00. No one at the clinic gave FULLBRIGHT a pregnancy test but she was directed to an examination room and Dr. PATEL entered the room. FULLBRIGHT asked him if he was Dr. PATEL and he said he was Dr. PATEL. He asked FULLBRIGHT when her last menstrual period was and she told him it was in September and it ended on September 11<sup>th</sup>. He conducted an ultrasound on FULLBRIGHT'S abdomen and told her she was "early in her pregnancy". PATEL then gave FULLBRIGHT five RU486 pills to take to induce an abortion. She was instructed to take one pill by mouth immediately and to insert the other four pills into her vagina later, per instructions. FULLBRIGHT put one pill into her mouth and concealed the pill until she was able to place it into a Kleenex. She then put all the pills, including the one from her mouth into her purse. PATEL wrote a prescription to FULLBRIGHT for Tylenol#3 with Codeine. FULLBRIGHT then left the clinic. FULLBRIGHT later placed the pills into an envelope and gave the pills to your affiant.

That FULLBRIGHT told your affiant that on the afternoon of October 22, 2014, after the undercover contact between ELIZABETH FULLBRIGHT and Dr. PATEL, FULLBRIGHT went to Oklahoma City Gynecology and Obstetrics for another pregnancy test. FULLBRIGHT obtained a "negative" pregnancy test result from Oklahoma City Gynecology and Obstetrics and she provided that report to your affiant. FULLBRIGHT also provided to your affiant paperwork she received from Outpatient Services for Women during her undercover contact on October 22, 2014. The paperwork was two pages of instructions concerning the prescription for Tylenol #3 and RU-486 Procedure Instructions.

Based on the above information, I believe that probable cause exists to show that NARESH G. PATEL committed the crime of three counts of Obtaining Money Under False Pretenses in violation of 21 O.S. § Chapter 61, Section 1541.3. Therefore, I request that a warrant be issued for his arrest.

\_\_\_\_\_  
David Real  
Affiant

This affidavit was subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2014, by affiant, David Real.

(SEAL)

\_\_\_\_\_  
Notary Public

My commission Expires: \_\_\_\_\_

#### **FINDING OF PROBABLE CAUSE**

On the \_\_\_\_\_, day of \_\_\_\_\_, 2014, the above captioned case came before me, the undersigned Judge of the District Court of Oklahoma County, Oklahoma, upon the Affidavit of Probable Cause of David Real, Agent with the Office of Oklahoma Attorney General, requesting that a Warrant of Arrest issue for the within named Defendant, **NARESH G. PATEL**, that he might be arrested and held to answer for *insert # of counts* of Obtaining Money Under False Pretenses. Based upon said Affidavit, I am satisfied and do hereby find that the offenses of Obtaining Money Under False Pretenses has been committed, that there is probable cause to believe the within named Defendant has committed said offense and that a Warrant of Arrest should issue.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Judge of the District Court