

BEFORE THE BOARD OF MEDICAL EXAMINERS  
OF THE STATE OF NEVADA

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In The Matter of Charges and )  
Complaint Against )  
WILLIAM LEE BOREN, M.D., )  
Respondent. )

Case No. 10-7440-1  
**FILED**  
OCT 28 2010

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS  
By: *[Signature]*

COMPLAINT

The Investigative Committee of the Nevada State Board of Medical Examiners, composed at the time of filing of Charles N. Held, M.D., Chairman, Theodore B. Berndt, M.D., Member, and Valerie J. Clark, Member, by and through Bradley O. Van Ry, Deputy General Counsel, having a reasonable basis to believe that William Lee Boren, M.D., hereinafter referred to as "Respondent", has violated the provisions of NRS Chapter 630, hereby issues its formal Complaint, stating the Investigative Committee's charges and allegations, as follows:

1. Respondent is currently licensed in active status (License No. 6453), and has been so licensed since March 21, 1992 by the Nevada State Board of Medical Examiners pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes.

2. Sometime in 2004, Respondent and his radiology service, West Valley Imaging Limited Partnership, were investigated by the Department of Health and Human Services Office of Inspector General for Medicare billing fraud. The investigation led to formal charges being filed against Respondent in 2005. The investigation subsequently continued, and negotiations ensued. Negotiations proceeded and culminated in a settlement agreement executed by Respondent on March 12, 2009.

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1 12. Nevada Revised Statute Section 630.301(9) provides that the engaging in conduct  
2 that brings the medical profession into disrepute is grounds for initiating discipline against a  
3 licensee.

4 13. Medicare's billing investigation of Respondent and formal charges against  
5 Respondent, as well as failure to disclose the foregoing to the Nevada State Board of Medical  
6 Examiners, constitute conduct that brings the medical profession into disrepute.

7 14. By reason of the foregoing, Respondent is subject to discipline by the Nevada State  
8 Board of Medical Examiners as provided in Section 630.352 of the Nevada Revised Statutes.

9 **Count III**

10 15. All of the above allegations in the above paragraphs are hereby incorporated as if  
11 fully set forth herein.

12 16. Nevada Revised Statute Section 630.3062(1) provides that the failure to maintain  
13 timely, legible, accurate and complete medical records relating to the diagnosis, treatment and care  
14 of a patient is grounds for initiating discipline against a licensee.

15 17. Medicare's billing investigation of Respondent and formal charges against  
16 Respondent arise from and/or are related to incomplete and inaccurate medical records of patients  
17 and the diagnosis, treatment and care of patients.

18 18. By reason of the foregoing, Respondent is subject to discipline by the Nevada State  
19 Board of Medical Examiners as provided in Section 630.352 of the Nevada Revised Statutes.

20 **Count IV**

21 19. All of the allegations in the above paragraphs are hereby incorporated as if fully set  
22 forth herein.

23 20. Nevada Revised Statute Section 630.306(2)(a) provides that engaging in any  
24 conduct which is intended to deceive is grounds for initiating discipline against a licensee.

25 21. Respondent's aforementioned activities constitute conduct which was intended to  
26 deceive.

27 22. By reason of the foregoing, Respondent is subject to discipline by the Nevada State  
28 Board of Medical Examiners as provided in Section 630.352 of the Nevada Revised Statutes.

Count V

23. All of the allegations in the above paragraphs are hereby incorporated as if fully set forth herein.

24. Nevada Revised Statute Section 630.305(1)(d) provides that the charging for visits to the physician's office which did not occur or for services which were not rendered is grounds for initiating discipline against a licensee.

25. By reason of the foregoing, Respondent is subject to discipline by the Nevada State Board of Medical Examiners as provided in Section 630.352 of the Nevada Revised Statutes.

**WHEREFORE**, the Investigative Committee prays:

1. That the Nevada State Board of Medical Examiners give Respondent notice of the charges herein against him and give him notice that he may file an answer to the Complaint herein as set forth in Section 630.339 of the Nevada Revised Statutes within twenty (20) days of service of the Complaint.

2. That the Nevada State Board of Medical Examiners set a time and place for a formal hearing after holding an Early Case Conference pursuant to NRS §630.339(3);

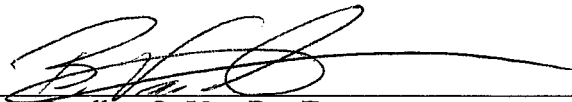
3. That the Nevada State Board of Medical Examiners determine what sanctions it agrees upon to impose if it finds and concludes that there has been a violation or violations of the Medical Practice Act (Nevada Revised Statutes Chapter 630) committed by Respondent; and

4. That the Nevada State Board of Medical Examiners make, issue and serve on Respondent its findings of facts, conclusions of law and order, in writing, that includes the sanctions imposed; and

5. That the Nevada State Board of Medical Examiners take such other and further action as may be just and proper in these premises.

DATED this 28<sup>th</sup> day of October, 2010.

THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:   
Bradley O. Van Ry, Esq.  
Deputy General Counsel/Attorney for the Investigative Committee

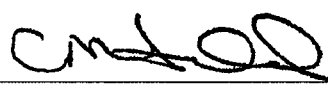
VERIFICATION

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STATE OF NEVADA            )  
  : ss.  
COUNTY OF DOUGLAS        )

Charles N. Held, M.D., hereby deposes and states under penalty of perjury under the laws of the state of Nevada that he is the Chairman of the Investigative Committee of the Nevada State Board of Medical Examiners that authorized the foregoing Complaint against the Respondent herein; that he has read the foregoing Complaint; and that based upon information discovered during the course of the investigation into a complaint against Respondent, that he believes the allegations and charges in the foregoing Complaint against Respondent are true, accurate, and correct.

Dated this 28<sup>th</sup> day of October, 2010.

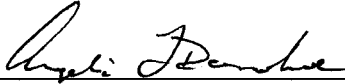
  
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Charles N. Held, M.D.

**CERTIFICATE OF MAILING**

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 28<sup>th</sup> day of October 2010; I served a file copy of the Complaint and Fingerprint Information by mailing via certified return receipt to the following:

William Boren, M.D.  
3025 S. Rainbow Blvd.  
Las Vegas, NV 89146

Dated this 28<sup>th</sup> day of October 2010.



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Angelia L. Donohoe  
Legal Assistant