

OFFICE OF THE GENERAL COUNSEL  
Nevada State Board of Medical Examiners  
1105 Terminal Way #301  
Reno, Nevada 89502  
(775) 688-2559


**BEFORE THE BOARD OF MEDICAL EXAMINERS  
OF THE STATE OF NEVADA**

\* \* \* \* \*

**In The Matter of Charges and** )  
 )  
**Complaint Against** )  
 )  
**DARBY-ANNETTE CLAYSON, M.D.** )  
 )  
**Respondent.** )

Case No. 11-30595-1

**FILED**  
**APR 25 2011**

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS  
By: 

**COMPLAINT**

The Investigative Committee of the Nevada State Board of Medical Examiners, composed of Charles N. Held, M.D., Theodore B. Berndt, M.D. and Ms. Valerie Clark, BSN, RHU, LUTCF, having a reasonable basis to believe that Darby-Annette Clayson, 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. 11502) and has been so licensed since July 8, 2005, by the Nevada State Board of Medical Examiners pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes.

2. Patient A was a sixty-five-year-old male at the time of the incident in question. His true identity is not disclosed to protect his privacy, but his identity is disclosed in the Patient Designation served on Respondent along with a copy of this Complaint.

3. Patient A had an extensive medical history including end-stage renal disease on hemodialysis awaiting a kidney transplant, chronic anemia, and diabetes mellitus among other serious medical issues. Patient A in previous years had undergone multiple blood transfusions.

4. Patient A presented to Respondent at the Mike O'Callaghan Federal Hospital in the late hours of October 13, 2006, and was admitted to the hospital for a blood transfusion and observation with symptoms of anemia and a hemoglobin level of 8 and a hematocrit level of 25.4.

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1           14.    NRS 630.301(4) provides that malpractice is grounds for initiating discipline  
2 against a licensee.

3           15.    Respondent committed malpractice as defined by NAC 630.040 when she failed to  
4 personally evaluate Patient A after initially being contacted by nursing staff and advised that  
5 Patient A was complaining of chest discomfort which may have resulted in a higher suspicion of a  
6 cardiac event transpiring and when she failed to further investigate Patient A's chest discomfort  
7 and accordingly is in violation of NRS 630.301(4).

8           16.    By reason of the foregoing, Respondent is subject to discipline by the Nevada State  
9 Board of Medical Examiners as provided in NRS 630.352.

10           **WHEREFORE**, the Investigative Committee prays:

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

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

17           3.    That the Nevada State Board of Medical Examiners determine what sanctions it  
18 determines to impose if it determines there has been a violation or violations of the Medical  
19 Practice Act (Nevada Revised Statutes Chapter 630) committed by Respondent;

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

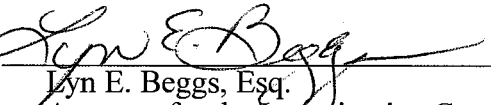
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5. That the Nevada State Board of Medical Examiners take such other and further action as may be just and proper in these premises.

DATED this 28<sup>th</sup> day of April, 2011.

THE INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:   
Lyn E. Beggs, Esq.  
Attorney for the Investigative Committee

VERIFICATION

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STATE OF NEVADA        )  
                                  : ss.  
COUNTY OF DOUGLAS    )

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

DATED this 25<sup>th</sup> day of April, 2011.

  
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CHARLES N. HELD, M.D


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**CERTIFICATE OF MAILING**

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 25<sup>th</sup> day of April 2011, I served a file copy of the COMPLAINT, PATIENT DESIGNATION, SETTLEMENT AGREEMENT & Fingerprint Information, by mailing via USPS certified return receipt mail to the following:

Darby-Annette Clayson, M.D.  
3017 Carbondale St.  
Las Vegas, NV 89135

Dated this 25<sup>th</sup> day of April 2011.

  
\_\_\_\_\_  
Angelia L. Donohoe  
Legal Assistant