

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

* * * * *

**In The Matter of Charges and)
)
Complaint Against)
)
FRANK V. RUECKL, M.D.,)
)
Respondent.)**

Case No. 11-6386-1

FILED

JAN 10 2011

**NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: **

COMPLAINT

The Investigative Committee of the Nevada State Board of Medical Examiners (Board), composed of Charles N. Held, M.D., Theodore B. Berndt, M.D., and Ms. Valerie Clark, BSN, RHU, LUTCF, by and through Edward O. Cousineau, Deputy Executive Director for the Board and Attorney for the Investigative Committee, having a reasonable basis to believe that Frank V. Rueckl, 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 was actively licensed to practice medicine by the Board on October 3, 1981, pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes, and at all times addressed herein was so licensed. Respondent practices medicine in Las Vegas and his indicated specialty to the Board is Dermatology.

2. Patient A was a twenty-eight-year-old female at the time of the events at issue. Her true identity is not disclosed herein to protect her privacy, but is disclosed in the Patient Designation served on Respondent along with a copy of this Complaint.

3. Patient A first presented to Respondent on October 6, 2005 for a consultation regarding pigmentation and acne scars on her face. Thereafter, Patient A was started on a regime

1 of Accutane and it was recommended that she undergo and a non-ablative resurfacing treatment,
2 Rhytec Portrait treatment, for her pigmentation issue in the future. Patient A was next seen by
3 Respondent on November 25, 2005. At that time she was instructed to cease the use of the
4 Accutane two weeks prior to the Rhytec Portrait treatment, and was provided a prescription for
5 antibiotics to be started pre-operatively and continued after the treatment.

6 4. Patient A underwent the procedure on December 8, 2005. Due to continued
7 redness of her skin and lack of healing, Patient A was started on a new round of antibiotics
8 towards the end of December. Over the course of the next several months Dr. Rueckl treated
9 Patient A with topical treatments in an attempt to relieve redness on her face with limited results.
10 Ultimately, Patient A developed permanent scarring in the areas where the Rhytec Portrait
11 treatment was accomplished.

12 5. It is now alleged by the Investigative Committee that Respondent's care and
13 treatment of Patient A constitutes malpractice, as Respondent inappropriately prescribed Accutane
14 based upon Patient A's medical symptoms, that the performance of the Rhytec Portrait treatment
15 was accomplished too soon after the use of Accutane was discontinued by Patient A, and that
16 Respondent should have recognized the need to more thoroughly diagnosis, via cultures, Patient
17 A's wounds when they failed to heal more expeditiously.

18 6. Malpractice is defined at NAC 630.040 as "the failure of a physician, in treating a
19 patient, to use the reasonable care, skill, or knowledge ordinarily used under similar
20 circumstances."

21 7. Based upon the foregoing, Respondent has violated NRS 630.301(4), and is subject
22 to discipline as provided by NRS 630.352.

23 WHEREFORE, the Investigative Committee prays:

- 24 1. That the Board set a time and place for a formal hearing;
- 25 2. That the Board give Respondent notice of the charges herein against him, the time
26 and place set for the hearing, and the possible sanctions against him;
- 27 3. That the Board determine what sanctions it determines to impose for the violation
28 or violations committed by Respondent;

OFFICE OF THE GENERAL COUNSEL

Nevada State Board of Medical Examiners

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Reno, Nevada 89502


(775) 688-2559

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

5. That the Board take such other and further action as may be just and proper in these premises.

DATED this 10th day of January, 2011.

By: 
Edward Cousineau
Attorney for the Investigative Committee of the
Nevada State Board of Medical Examiners

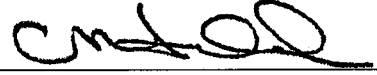
VERIFICATION

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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 10th day of January, 2011.




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 10th day of January 2011; I served a file copy of the Complaint, Patient Designation and Fingerprint Information, by mailing via USPS certified return receipt mail to the following:

Victor Rueckl, M.D.
8937 W. Sahara Ave., Ste. B
Las Vegas, NV 89117

Dated this 10th day of January 2011.



Angelia L. Donohoe
Legal Assistant

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