

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF NEVADA

* * * * *

In the Matter of Charges and) Case No. 14-12932-1
Complaint Against)
RANDALL PIERCE, M.D.,)
Respondent.)

FILED

MAY 29 2014

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

COMPLAINT

The Investigative Committee (IC) of the Nevada State Board of Medical Examiners (Board), composed at the time of filing of Beverly A. Neyland, M.D., Sue Lowden, and Bashir Chowdhry, M.D., by and through Bradley O. Van Ry, Board General Counsel and attorney for the IC, having a reasonable basis to believe that Randall Pierce, M.D. (Respondent), has violated the provisions of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC) Chapter 630, collectively the Medical Practice Act (MPA), hereby issues its formal Complaint, stating the IC's charges and allegations, as follows:

1. Respondent has been licensed in active status since November 2, 1999 (License No. 9213), pursuant to the provisions of the MPA.

2. Patient A was a seventy-eight (78)-year-old female at the time of the incidents in question. Her true identity is not disclosed in this Complaint to protect her identity, but her identity is disclosed in the Patient Designation contemporaneously served on Respondent with this Complaint.

3. Patient A presented to the Northern Nevada Medical Center emergency room (ER) on September 21, 2007. She complained of fever and bilateral flank pain. The attending ER physician ordered a chest x-ray.

1 4. The chest x-ray was reviewed by Respondent. He found “no acute disease in the
2 lungs.”

3 5. Respondent, unfortunately, did not adequately address the small, round nodule
4 located in the left lower lobe. The nodule needed to be addressed as either a nipple shadow or a
5 true parenchymal nodule requiring further delineation by additional imaging using nipple markers
6 and comparisons with previous images, if available.

7 6. Later x-rays confirmed the continued presence and significant enlargement of the
8 nodule. Patient A died of metastatic lung cancer on July 3, 2009.

9 Count

10 (Malpractice)

11 7. All of the allegations contained in the above paragraphs are hereby incorporated by
12 reference as though fully set forth herein.

13 8. NAC 630.040 defines malpractice as the failure of a physician, in treating a patient,
14 to use the reasonable care, skill, or knowledge ordinarily used under similar circumstances.

15 9. NRS 630.301(4) provides that malpractice of a physician is grounds for initiating
16 disciplinary action against a licensee.

17 10. Respondent's care and treatment of Patient A, as indicated above, shows a failure to
18 use reasonable care, skill, or knowledge ordinarily used under similar circumstances by failing to
19 address the existent nodule by requiring further imaging studies using nipple markers and
20 comparisons with previous images, if available.

21 11. By reason of the foregoing, Respondent is subject to discipline by the
22 Nevada State Board of Medical Examiners as provided in NRS 630.352.

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

24 1. That the Board give Respondent notice of the charges herein against him and give
25 him notice that he may file an answer to the Complaint herein as set forth in NRS 630.339(2)
26 within twenty (20) days of service of the Complaint;

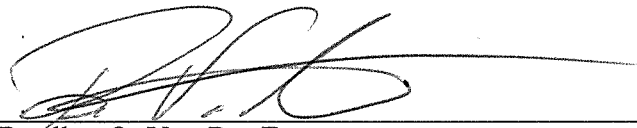
27 2. That the Board set a time and place for a formal hearing after holding an Early Case
28 Conference pursuant to NRS 630.339(3);

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

- 3. That the Board determine what sanctions to impose if it finds and concludes that there has been a violation or violations of the MPA committed by Respondent;
- 4. That the Board make, issue and serve on Respondent its findings of fact, conclusions of law and order, in writing, that includes the sanctions imposed; and,
- 5. That the Board take such other and further action as may be just and proper in these premises.

DATED this 28th day of May, 2014.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 

Bradley O. Van Ry, Esq.
General Counsel
Attorney for the Investigative Committee

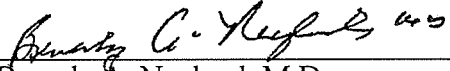
VERIFICATION

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STATE OF NEVADA)
 : ss.
COUNTY OF CLARK)

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

Dated this 29th day of May, 2014.



Beverly A. Neyland, M.D.

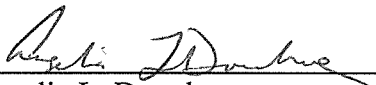
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 29th day of May 2014; I served a filed copy of COMPLAINT, PATIENT DESIGNATION & FINGERPRINT INFORMATION, via USPS e-certified mail to the following:

Randall Pierce, M.D.
4877 Ramcreek Trail
Reno, NV 89519

Dated this 29th day of May, 2014.



Angelia L. Donohoe
Legal Assistant