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

* * * * *

In the Matter of Charges and)
)
Complaint Against)
)
ANDREW J. WELCH, M.D.,)
)
Respondent.)

Case No. 15-5474-1

FILED

MAR 10 2015

**NEVADA STATE BOARD OF
MEDICAL EXAMINERS**

By: *[Signature]*

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., Bashir Chowdhry, M.D. and Sandy Peltyn, by and through Erin L. Albright, Esq., General Counsel and attorney for the IC, having a reasonable basis to believe that Andrew J. Welch, M.D. (Respondent), violated the provisions of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC) Chapter 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating the IC's charges and allegations as follows:

1. Respondent is currently licensed in active status (License No. 3713), and has been so licensed by the Board since December 2, 1978, pursuant to the provisions of the Medical Practice Act.

2. Patient A was a sixty-two (62)-year-old female at the time the incidents in question commenced. 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 B was a sixty-two (62)-year-old female at the time the incidents in question commenced. Her true identity is not disclosed in this Complaint to protect her identity, but her

///

1 identity is disclosed in the Patient Designation contemporaneously served on Respondent with this
2 Complaint.

3 4. Respondent wrote Patient A five (5) prescriptions for thirty (30) ten (10) milligram
4 tablets of zolpidem tartrate on April 16, 2013.

5 5. Respondent wrote Patient A four (4) prescriptions for thirty (30) ten (10) milligram
6 tablets of zolpidem tartrate on November 22, 2013.

7 6. When Respondent was asked by the Board to provide the chart for Patient A,
8 Respondent responded that he could not provide the requested chart because he does not have an
9 official chart for Patient A.

10 7. Respondent wrote Patient B four (4) prescriptions for thirty (30) one (1) milligram
11 tablets of alprazolam on April 19, 2013.

12 8. Respondent wrote Patient B two (2) prescriptions for one hundred (100) tablets of
13 butalbital-asa-caffeine on June 18, 2013.

14 9. Respondent wrote Patient B a prescription for promethazine-codeine syrup on
15 August 13, 2013.

16 10. Respondent wrote Patient B five (5) prescriptions for thirty (30) one (1) milligram
17 tablets of alprazolam on December 2, 2013.

18 11. Respondent wrote Patient B two (2) prescriptions for one hundred (100) tablets of
19 butalbital-asa-caffeine on December 2, 2013.

20 12. When Respondent was asked by the Board to provide the chart for Patient B,
21 Respondent responded that he could not provide the requested chart because he does not have an
22 official chart for Patient B.

23 **COUNT I**

24 **(Medical Records Violation – Two Counts)**

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

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1 14. NRS 630.3062(1) provides that the failure to maintain timely, legible, accurate and
2 complete medical records relating to the diagnosis, treatment and care of a patient is grounds for
3 initiating discipline against a licensee.

4 15. As demonstrated by, but not limited to, the above-outlined facts, Respondent failed
5 to maintain accurate and/or complete medical records relating to the diagnosis, treatment and care
6 of Patient A when he failed to record his care and treatment of Patient A on April 16, 2013 and
7 November 22, 2013 in Patient A's medical records.

8 16. As demonstrated by, but not limited to, the above-outlined facts, Respondent failed
9 to maintain accurate and/or complete medical records relating to the diagnosis, treatment and care
10 of Patient B when he failed to record his care and treatment of Patient B on April 19, 2013, June
11 18, 2013, August 13, 2013, and December 2, 2013.

12 17. By reason of the foregoing, Respondent is subject to discipline by the Board as
13 provided in NRS 630.352.

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

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

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

20 3. That the Board determine the sanctions it will impose if it finds Respondent
21 violated the Medical Practice Act;

22 4. That the Board make, issue and serve on Respondent, in writing, its findings of
23 fact, conclusions of law and order, which shall include the sanctions imposed; and

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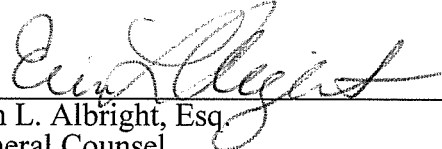
OFFICE OF THE GENERAL COUNSEL
Nevada State Board of Medical Examiners
1105 Terminal Way #301
Reno, Nevada 89502
(775) 688-2559

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

DATED this 10th day of March, 2015.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 
Erin L. Albright, Esq.
General Counsel
Attorney for the Investigative Committee

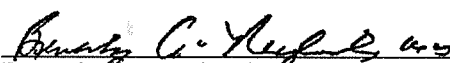
VERIFICATION

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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 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 16th day of MARCH, 2015.


Beverly A. Neyland, M.D.

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


CERTIFICATE OF SERVICE

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I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 10th day of March 2015; I served a filed copy of COMPLAINT, PATIENT DESIGNATION & Fingerprint Information, via USPS e-certified return receipt mail to the following:

Andrew Welch, M.D.
1950 E. Desert Inn Rd.
Las Vegas, NV 89169

Dated this 10th day of March, 2015.



Angelia L. Donohoe
Legal Assistant