

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

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

3 \* \* \* \* \*

4  
5 **In the Matter of Charges and**  
6 **Complaint Against**  
7 **Daniel Thomas Nason, M.D.,**  
8 **Respondent.**

Case No. 17-12279-1

**FILED**

JUL 21 2017

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS

By: 

9  
10 **COMPLAINT**

11 The Investigative Committee<sup>1</sup> (IC) of the Nevada State Board of Medical Examiners  
12 (Board), by and through its undersigned counsel, hereby issues this formal Complaint (Complaint)  
13 against Daniel Thomas Nason, M.D. (hereinafter referred to as Dr. Nason or Respondent), a licensed  
14 physician in Nevada. After investigating this matter, the IC has a reasonable basis to believe that  
15 Respondent has violated provisions of Nevada Revised Statutes (NRS) chapter 630 and Nevada  
16 Administrative Code (NAC) chapter 630 (collectively Medical Practice Act). The IC alleges the  
17 following:

18 1. Respondent is currently licensed in Nevada in active status (License No. 8637), has  
19 been so licensed by the Board since May 11, 1998, and at all times pertinent to this Complaint was  
20 engaged in the practice of medicine as a gastroenterologist.

21 2. On or about March 22, 2016, Respondent prescribed to himself for his personal  
22 use, and with no present emergency, C-Testosterone 200 mgs/gm, a schedule III controlled  
23 substance.

24 3. On or about January 28 and 29, 2017, Respondent consumed cocaine, a schedule II  
25 controlled substance, for which he had no valid prescription or legitimate medical need.

26 4. On January 30, 2017, Respondent submitted to a urine analysis drug test at  
27

28 <sup>1</sup> The Investigative Committee (IC) of the Nevada State Board of Medical Examiners (Board) was composed of Board members Rachakonda D. Prabhu, M.D., Chairman, Victor M. Muro, M.D., Member, and Ms. Sandy Peltyn, Public Member.

1 Concentra Medical Center at 6410 S. Virginia Street, Reno, Nevada, which test indicated a  
2 positive result for cocaine, and alprazolam, which is a potent, short-acting anxiolytic of the  
3 benzodiazepine class.

4 5. On January 30, 2017, between the hours of 7:00 a.m. and 9:30 a.m., at the Reno  
5 Endoscopy Center at 880 Ryland Street, Reno, Nevada, Respondent performed five (5)  
6 colonoscopies on five (5) patients before he was compelled to leave the procedure room by a  
7 colleague.

8 6. Respondent's conduct was unsafe, unprofessional and disruptive, interfered with  
9 his own patient care and that of others around him, and had an adverse impact on the quality of  
10 care rendered to his patients.

11 **Count 1**

12 **NRS 630.306(1)(b)(2)/NAC 630.230(1)(c)**

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

15 8. NRS 630.306(1)(b)(2) provides that engaging in any conduct which the Board has  
16 determined is a violation of the standards of practice established by regulation of the Board is  
17 grounds for initiating disciplinary action.

18 9. NAC 630.230(1)(c) provides that a person licensed as a physician shall not render  
19 professional services to a patient while the physician is under the influence of alcohol or any  
20 controlled substance or is in any impaired mental or physical condition.

21 10. Respondent violated the standards of professional practice when he rendered  
22 professional services to five (5) patients while under the influence of and impaired by his intake of  
23 cocaine and alprazolam.

24 11. By reason of the foregoing, Respondent is subject to discipline by the Board as  
25 provided in NRS 630.352.

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1 **Count 2**

2 **NRS 630.306(1)(c)**

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

5 13. NRS 630.306(1)(c) provides that administering, dispensing or prescribing any  
6 controlled substance, or any dangerous drug as defined in chapter 454 of NRS, to or for himself or  
7 himself or to others except as authorized by law is grounds for initiating disciplinary action.

8 14. Respondent administered cocaine to himself, and administered and prescribed  
9 testosterone to himself, both controlled substances and/or dangerous drugs as defined in chapter  
10 454 of NRS.

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

13 **Count 3**

14 **NRS 630.306(1)(b)(3)/NRS 453.381(1)**

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

17 17. NRS 630.306(1)(b)(3) provides that engaging in any conduct which is in violation  
18 of a regulation adopted by the State Board of Pharmacy is grounds for initiating disciplinary  
19 action against a licensee.

20 18. NRS 453.381(1) prohibits a physician from prescribing or administering controlled  
21 substances for other than legitimate medical purposes and in the usual course of professional  
22 practice, and prohibits prescribing, administering or dispensing a controlled substance listed in  
23 schedule II to oneself, except in cases of emergency.

24 19. Respondent violated the duly adopted regulations of the State Board of Pharmacy  
25 when he prescribed testosterone to himself outside of his usual course of professional practice, and  
26 administered cocaine, a controlled substance listed in schedule II, to himself without legitimate  
27 medical purpose and outside his usual scope of practice.

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Count 6

NRS 630.301(6)

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

31. NRS 630.301(6) provides that disruptive behavior with physicians, hospital personnel, patients, members of the families of patients or any other persons if the behavior interferes with patient care or has an adverse impact on the quality of care rendered to a patient is grounds for initiating disciplinary action.

32. Respondent behaved disruptively with other physicians, hospital personnel, patients, and other persons, which behavior interfered with the care of his own patients and that of others, and adversely impacted the quality of care rendered to his own patients and that of others.

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

**WHEREFORE**, the IC prays that the Board:

1. Give Respondent notice of the charges set forth in this Complaint;
2. Give Respondent notice that Respondent may file an answer to the Complaint as set forth in NRS 630.339(2) within 20 days of service of the Complaint;
3. Set a time and place for a formal hearing after holding an Early Case Conference pursuant to NRS 630.339(3);
4. Determine the sanctions it will impose if it finds Respondent violated the Medical Practice Act;
5. Make, issue, and serve on Respondent, in writing, its findings of fact, conclusions of law and order, which shall include the sanctions, if imposed; and
6. Take such other and further action as may be just and proper in this matter.

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Dated this 21 day of July, 2017.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:   
Robert Kilroy, Esq., General Counsel  
Aaron Bart Fricke, Esq., Deputy General Counsel  
Attorneys for the Investigative Committee

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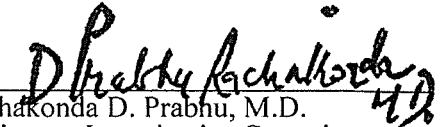
VERIFICATION

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STATE OF NEVADA        )  
                                  : ss.  
COUNTY OF CLARK     )

Rachakonda D. Prabhu, 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 based upon information discovered during the course of the investigation into a complaint against Respondent, he believes the allegations and charges in the foregoing Complaint against Respondent are true, accurate and correct.

Dated this 21<sup>st</sup> day of July, 2017.

  
Rachakonda D. Prabhu, M.D.  
Chairman, Investigative Committee  
Nevada State Board of Medical Examiners

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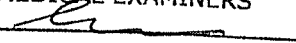
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By: 

**AMENDED CERTIFICATE OF SERVICE**

I hereby certify that I am employed by the Nevada State Board of Medical Examiners and that on the 24<sup>th</sup> day of July, 2017, I served a file-stamped copy of the COMPLAINT and FINGERPRINT INFORMATION, via USPS e-certified return receipt mail to the following:

Thomas A. Vallas, J.D.  
Bank of America Building  
50 West Liberty Street, Suite 840  
Reno, NV 89501

Dated this 3<sup>rd</sup> day of August, 2017.

By:   
Dawn Gordillo  
Legal Department, Records



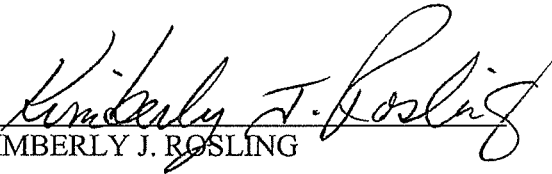
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CERTIFICATE OF SERVICE

I hereby certify that I am employed by the Nevada State of Board of Medical Examiners and that on the 3<sup>rd</sup> day of August, 2017, I served a file-stamped copy of the AMENDED CERTIFICATE OF SERVICE, via U.S. Mail, to the following:

Thomas A. Vallas, J.D.  
Bank of America Building  
50 West Liberty Street, Suite 840  
Reno, NV 89501

DATED this 3<sup>rd</sup> day of August, 2017.

  
KIMBERLY J. ROSLING