

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 **Edwin Samuel Kulubya, M.D.,**  
8 **Respondent.**

Case No. 18-8298-1

**FILED**

**FEB - 8 2018**

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), hereby issues this formal Complaint against Edwin Samuel Kulubya, M.D. (hereinafter  
13 referred to as Respondent), a licensed physician in Nevada. After investigating this matter, the IC  
14 has a reasonable basis to believe that Respondent has violated provisions of Nevada Revised  
15 Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC) Chapter 630 (collectively,  
16 the Medical Practice Act).

17 The IC alleges the following facts:

18 1. Respondent is a medical doctor currently licensed in active status (License No.  
19 5942). Respondent was issued his license from the Board on September 16, 1989, pursuant to  
20 NRS Chapter 630.

21 2. On August 3, 2017, The Medical Board of California (California Board) issued a  
22 Stipulated Settlement and Disciplinary Order to Respondent, which became effective September  
23 1, 2017.

24 3. On August 10, 2017, the Board received from Respondent a timely written notice  
25 of his discipline by the California Board.

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28 <sup>1</sup> The Investigative Committee of the Nevada State Board of Medical Examiners, at the time the filing of this  
Complaint was approved, was composed of Wayne Hardwick, M.D., Mr. M. Neil Duxbury, and Aury Nagy, M.D.

**Count I**

**NRS 630.301(3)**

**(Disciplinary Action by Another Licensing Board)**

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

6 5. NRS 630.301(3) provides that any disciplinary action, including, without  
7 limitation, the revocation, suspension, modification or limitation of a license to practice any type  
8 of medicine, taken by another state ... is grounds for initiating disciplinary action or denying  
9 licensure.

10 6. Respondent was disciplined by the California Board on August 3, 2017, which  
11 became effective September 1, 2017.

12 7. By reason of the foregoing, Respondent is subject to discipline by the Nevada State  
13 Board of Medical Examiners as provided in NRS 630.352.

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

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

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

20 3. That the Nevada State Board of Medical Examiners determine what sanctions to  
21 impose if it determines there has been a violation or violations of the Medical Practice Act  
22 committed by Respondent;

23 4. That the Nevada State Board of Medical Examiners make, issue and serve on  
24 Respondent its findings of fact, conclusions of law and order, in writing, that includes the  
25 sanctions imposed; and

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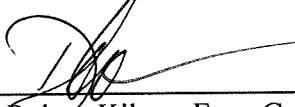
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5. That the Nevada State Board of Medical Examiners take such other and further action as may be just and proper in these premises.

DATED this 8 day of February, 2018.

INVESTIGATIVE COMMITTEE OF  
THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 

Robert Kilroy, Esq., General Counsel  
Donald K. White, Esq., Deputy General Counsel  
Attorneys for the Investigative Committee

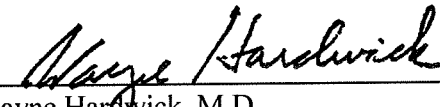
VERIFICATION

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STATE OF NEVADA            )  
  : ss.  
COUNTY OF WASHOE        )

Wayne Hardwick, 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 8th day of February, 2018.

  
\_\_\_\_\_  
Wayne Hardwick, M.D.

OFFICE OF THE GENERAL COUNSEL  
Nevada State Board of Medical Examiners  
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(775) 688-2559