BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF NEVADA

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In the Matter of Charges and Complaint **Against**

AYMAN NICOLAS AWAD, M.D.,

Respondent.

Case No. 20-10721-1

FILED

SEP - 2 2020

NEVADA STATE BOARD OF MEDICAL EXAMINERS

COMPLAINT

The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners (Board), by and through Sarah A. Bradley, Esq., Deputy Executive Director, and attorney for the IC, having a reasonable basis to believe that Ayman Nicolas Awad, 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:

- Respondent is a medical doctor holding a license to practice medicine in the State of 1. Nevada (License No. 8060). Respondent was originally licensed by the Board on December 16, 1996.
- On November 27, 2017, Respondent provided a self-report to the Board indicating that 2. he was arrested by the Lake Havasu City Police Department and charged with three felony counts.
- On December 18, 2018, in the State of Arizona, Respondent pled guilty to 3. Surreptitious Photography, a Class 5 Felony.
- Respondent was placed on probation for three years, ordered to serve 90 days jail time 4. in the Mohave County Jail, ordered to pay a \$200 monthly probation services fee to the Clerk of the Superior Court of Mohave County starting on January 1, 2019, due on the first day of each month

¹ The Investigative Committee of the Nevada State Board of Medical Examiners, at the time this formal Complaint was authorized for filing, was composed of Board members Mr. M. Neil Duxbury, Chairman, Aury Nagy, M.D., and Michael C. Edwards, M.D., FACS.

thereafter during the term of probation, and ordered to pay other specified fees and costs to the Clerk of the Superior Court of Mohave County.

- 5. In lieu of a fine, the Court ordered that Respondent contribute \$25,000 to five charity organizations specified in the Court's order by December 31, 2020.
- 6. Respondent is licensed in the State of Arizona under License No. 20281 for the practice of allopathic medicine.
- 7. On August 6, 2019, Respondent entered into a settlement agreement with the Arizona Medical Board regarding the above-referenced criminal matter.
- 8. As part of his agreement with the Arizona Medical Board, Respondent was evaluated by a facility approved by the Arizona Medical Board related to his fitness for duty.
- 9. This evaluation indicated that Respondent was safe to continue practicing medicine with completion of intensive, in-person continuing medical education (CME) courses in maintaining professional boundaries.
- 10. The Arizona Medical Board found that Respondent's conduct in the criminal matter constituted unprofessional conduct.
- 11. The Arizona Medical Board issued Respondent a Letter of Reprimand and placed him on probation for two years.
- 12. As part of his agreement with the Arizona Medical Board, Respondent agreed to complete the pre-course and in-person CME course portion of the Professional Boundaries and Ethics: Extended Edition program offered by PBI, Inc. within six months. Respondent also agreed to complete the post-course Maintenance and Accountability Seminars. Respondent agreed to provide proof of completion of the CME, including participation in all seminars required by the program.
- 13. On July 9, 2020, the Arizona Medical Board found that Respondent had met the terms of his probation and voted to terminate his probation.

COUNT I

NRS 630.301(3) (Disciplinary Action by Another State Medical Board)

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

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

COUNT II

NRS 630.301(11)(g) (Conviction of an Offense Involving Moral Turpitude)

- 16. All of the allegations in the above paragraphs are hereby incorporated as if fully set forth herein.
- By reason of the foregoing, Respondent is subject to discipline by the Board as 17. provided in NRS 630.352.

WHEREFORE, the Investigative Committee prays:

- That the Board give Respondent notice of the charges herein against him and give 1. him notice that he may file an answer to the Complaint herein as set forth in NRS 630.339(2) within twenty (20) days of service of the Complaint;
- 2. That the Board set a time and place for a formal hearing after holding an Early Case Conference pursuant to NRS 630.339(3);
- That the Board determine what sanctions to impose if it determines there has been 3. a violation or violations of the Medical Practice Act committed by Respondent;
- That the Board make, issue and serve on Respondent its findings of fact, 4. conclusions of law and order, in writing, that includes the sanctions imposed; and
- That the Board take such other and further action as may be just and proper in these 5. premises.

DATED this 2nd day of September, 2020.

INVESTIGATIVE COMMITTEE OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

> Sarah A. Bradley, Esq. Deputy Executive Director Attorney for the Investigative Committee

OFFICE OF THE GENERAL COUNSEL Nevada State Board of Medical Examiners

(775) 688-2559

VERIFICATION

STATE OF NEVADA) : ss. COUNTY OF WASHOE)

Mr. M. Neil Duxbury, 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 2⁻¹ day of September, 2020.

INVESTIGATIVE COMMITTEE OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: M. Neil Duxbury, Chairman

OFFICE OF THE GENERAL COUNSEL Nevada State Board of Medical Examiners

CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on the 2nd day of September, 2020, I served a filed copy of the formal COMPLAINT, via USPS ecertified, return receipt mail to the following:

Ayman Nicolas Awad, M.D. c/o Christina M. Alexander, Esq. Hutchison & Steffen, PLLC 10080 West Alta Drive, Suite 200 Las Vegas, NV 89145

Dated this <u>2</u> nd day of September, 2020.

Sheri L. Quigley, Legal Assistant