

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

3 * * * * *

4
5 **In the Matter of Charges and Complaint**

Case No. 21-45789-1

6 **Against:**

FILED

7 **JESSICA GORDON KINGSBERG, M.D.,**

AUG - 5 2021

8 **Respondent.**

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

9
10 **COMPLAINT**

11 The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners
12 (Board), by and through Donald K. White, J.D., Deputy General Counsel and attorney for the IC,
13 having a reasonable basis to believe that Jessica Gordon Kingsberg, M.D. (Respondent) violated the
14 provisions of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC)
15 Chapter 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating the IC's
16 charges and allegations as follows:

17 1. Respondent was at all times relative to this Complaint a medical doctor holding an
18 active license to practice medicine in the State of Nevada (License No. 16603). Respondent was
19 originally licensed by the Board on July 18, 2016.

20 2. Patient A² was a seventy-eight (78) year old female at all times relevant to this
21 Complaint.

22 3. Patient A suffered a right proximal humerus fracture on August 3, 2018 due to a
23 fall and was seen at Sunrise Hospital Medical Center where Respondent performed an open
24 reduction internal fixation surgery on Patient A's right shoulder.

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27 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 Victor M. Muro, M.D., Ms. April Mastroluca,
and Weldon Havins, M.D.

28 ² Patient A's true identity is not disclosed herein to protect her privacy, but is disclosed in the Patient
Designation served upon Respondent along with a copy of this Complaint.

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

3 **COUNT II**

4 **NRS 630.3062(1)(a) - Failure to Maintain Complete Medical Records**

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

7 14. NRS 630.3062(1)(a) provides that the “failure to maintain timely, legible, accurate
8 and complete medical records relating to the diagnosis, treatment and care of a patient” constitute
9 grounds for initiating discipline against a licensee.

10 15. Respondent failed to maintain complete medical records relating to the diagnosis,
11 treatment and care of Patient A, by failing to maintain the x-ray report or films when she treated
12 Patient A.

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

15 **COUNT III**

16 **NRS 630.306(1)(b)(2) - Violation of Standards of Practice Established by Regulation**

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

19 18. Violation of a standard of practice adopted by the Board is grounds for disciplinary
20 action pursuant to NRS 630.306(1)(b)(2).

21 19. NAC 630.210 requires a physician to “seek consultation with another provider of
22 health care in doubtful or difficult cases whenever it appears that consultation may enhance the
23 quality of medical services.”

24 20. Respondent failed to timely seek consultation with regard to Patient A’s medical
25 condition. Respondent should have consulted with an appropriate care provider to address the
26 doubtfulness of the diagnosis of Patient A’s medical condition and such a timely consultation
27 would have confirmed or denied such a diagnosis and may have enhanced the quality of medical
28 care provided to the Patient with regard to the screw perforation in her shoulder.

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

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

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

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

9 3. That the Board determine what sanctions to impose if it determines there has been
10 a violation or violations of the Medical Practice Act committed by Respondent;

11 4. That the Board award fees and costs for the investigation and prosecution of this
12 case as outlined in NRS 622.400;


13 5. That the Board make, issue and serve on Respondent its findings of fact,
14 conclusions of law and order, in writing, that includes the sanctions imposed; and

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

17 DATED this 4th day of August, 2021.

18 INVESTIGATIVE COMMITTEE OF THE
19 NEVADA STATE BOARD OF MEDICAL EXAMINERS

20 By:



21 DONALD K. WHITE, J.D.
22 Deputy General Counsel
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27 *Attorney for the Investigative Committee*
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VERIFICATION

STATE OF NEVADA)
 : ss.
COUNTY OF CLARK)

Victor M. Muro, 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 5th day of August, 2021.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 
VICTOR M. MURO, M.D.
Chairman of the Investigative Committee