



Nevada State Board of Medical Examiners

IN THE MATTER OF CHARGES AND COMPLAINT AGAINST

GREGORY GENE EYRE, M.D.

ADJUDICATION

Case No: 20-28184-1

Board Meeting Date: March 4, 2022

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

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5 **In the Matter of Charges and Complaint**
6 **Against**
7 **GREGORY GENE EYRE, M.D.,**
8 **Respondent.**
9

Case No. 20-28184-1

FILED

JUN 10 2020

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

10 **COMPLAINT**

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

17 1. Respondent was a medical doctor holding a license to practice medicine in the State
18 of Nevada (License No. 10616). Respondent was originally licensed by the Board on August 20,
19 2003, which license expired on June 30, 2019.

20 2. On or about June 4, 2003, Respondent was issued Physician's & Surgeon's Certificate
21 No. A 83380 by the Medical Board of California, Department of Consumer Affairs (California
22 Medical Board).

23 3. On or about January 30, 2019, the California Medical Board revoked Respondent's
24 aforementioned license to practice medicine in California when it issued an Order revoking such
25 license without any appeal from Respondent pursuant to California Government Code 1150(c).

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28 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.

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COUNT I

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

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

5. Pursuant to NRS 630.301(3), any disciplinary action, including, without limitation the revocation, suspension, modification or limitation of a license to practice any type of medicine, taken by another state, among other entities, is grounds for disciplinary action against a licensee.

6. The California Medical Board revocation of Respondent's Physician's & Surgeon's Certificate No. A 83380 on January 30, 2019 constitutes disciplinary action by another state.

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

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

WHEREFORE, the Investigative Committee prays:

1. That the Board give Respondent notice of the charges herein against him and give 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);

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

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

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

DATED this 4 day of June, 2020.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 

Robert Kilroy, Esq., General Counsel
Attorney for the Investigative Committee

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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 4th day of June, 2020.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: M. NEIL DUXBURY
M. Neil Duxbury, Chairman

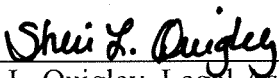
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CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on the 15th day of July, 2020, I served a filed copy of the formal COMPLAINT, via USPS e-certified, return receipt mail to the following:

**Gregory Gene Eyre, M.D.
2158 Jean Avenue
South Lake Tahoe, CA 96150**

Dated this 16th day of July, 2020.



Sheri L. Quigley, Legal Assistant

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

* * * *

FILED

FEB - 2 2022

**NEVADA STATE BOARD OF
MEDICAL EXAMINERS**

By: 

**In the Matter of Charges and Complaint)
)
 Against)
)
GREGORY GENE EYRE,)
)
 Respondent.)
_____)**

CASE NO. 20-28184-1

**FINDINGS OF FACT, CONCLUSIONS OF LAW AND
RECOMMENDATIONS OF THE ADMINISTRATIVE HEARING
OFFICER FOR THE BOARD OF MEDICAL EXAMINERS BASED
ON THE ADMINISTRATIVE HEARING CONDUCTED TO HEAR
THE CHARGES AND COMPLAINT IN CASE NUMBER 20-28184-1**

COMES NOW, PATRICK D. DOLAN, the duly appointed and qualified Hearing Officer of the Nevada State Board of Medical Examiners, hereinafter referred to as the “Board”, and submits the following Findings of Fact, Conclusions of Law and Recommendation to the Board based on the January 12, 2022 contested-case hearing held before the undersigned Hearing Officer to receive evidence¹, and to hear arguments addressing the allegations lodged against Gregory Gene Eyre, M.D. hereinafter referred as the “Respondent” as more fully set-forth in the above-captioned Charges and Complaint.

I.

JURISDICTION OF THE BOARD AND INVESTIGATIVE COMMITTEE

These actions against the Respondent are based on the authority bestowed on the Board by the

¹ The Nevada Administrative Code, hereinafter referred to as the “NAC”, provides in NAC Section 233.123 that, in contested-cases, while irrelevant, immaterial or unduly repetitious evidence must be excluded, any other evidence may be admitted, except where precluded by statute, if it is of a type commonly relied upon by reasonable and prudent persons in the conduct of their affairs. Evidence meeting this definition is commonly referred in legal treatises and judicial rulings as being “substantial” evidence. In *State Emp. Security v. Hilton Hotels*, 102 Nev. 606, 792 P.2d 497,498 (1986), the Nevada Supreme Court had occasion to define “substantial” evidence as evidence that “a reasonable mind might accept as adequate to support a conclusion.” See the Nevada Revised Statutes, hereinafter referred to as the “NRS”, which provides in NRS 622A. 370 and NRS 233B.0375, when read together, that in cases brought by the Board or its Investigative Committee, hereinafter referred to as the “Investigative Committee”, said bodies have the burden of proof of establishing by a preponderance of the evidence that the existence of any contested fact is more probable than the non-existence of the contested fact.

Nevada State Legislature in NRS Chapter 630² to license, oversee and discipline the various categories of health care providers authorized to practice medicine within the State of Nevada. In NRS 630.130 the Board is empowered to enforce this delegated authority, including the responsibility for establishing the standards for licensure; investigate the character of each applicant seeking the issuance of a license; and the issuance of any such license to practice medicine within the State of Nevada to those applicants who initially meet, and thereafter continue to meet, the qualifications set by the Board. These statutory provisions are augmented by the provisions set-forth in NRS 630.311 establishing the substantive and procedural requirements for instituting a disciplinary action against any licensee found to be unfit by the Board in order that such licensee can be prohibited to practice of medicine within the State of Nevada.

NRS 630.280 through 630.400, inclusive, set-forth the contours of the authority of the Board to license, oversee and discipline physicians licensed to practice in the State of Nevada, including the authority granted to the Board in NRS 630.311 to designate an Investigative Committee to review any complaint against a licensee and determine if there is a reasonable basis for the complaint. In exercising this delegated authority, the Investigative Committee is authorized to issue orders to a licensee or other parties in order to aid the Investigative Committee's investigation. In the event the Investigative Committee determines that any such complaint sets-forth facts that establish that a violation of any of the licensing statutes and administrative regulations governing a licensee has occurred, the Investigative Committee is authorized to file with the Board a formal complaint against the licensee.

This authority is further augmented by the language of NRS 630.326 authorizing the Investigative Committee, or the Board, where applicable, to issue an order summarily suspending the license of an individual licensed by the Board whenever said licensing entity reasonably determines that the health, safety or welfare of the public or any patient served by the licensee is at risk of imminent or

²NRS 630.003 declares that the State of Nevada has the responsibility to ensure, as far as possible, that only competent persons practice medicine within the State of Nevada. To this end, this statute delegates to the Board the power and duty to determine the initial and continuing competence of, *inter alia*, physicians subject to the provisions set-forth in NRS Chapter 630. This legislation further mandates that the powers conferred upon the Board must be liberally construed in reviewing the Board's exercise of this authority delegated to the Board in order to ensure that the interests of the medical profession do not outweigh the interests of the public and to further ensure that unfit licensees are removed from the practice of medicine in the State of Nevada so that they will not cause harm to the public.

continued harm.

As further noted in this statutory provision, the findings and recommendations of the hearing officer do not become final unless the Board approves the findings and the recommendations after the Board has had the opportunity to review the same. In this regard, NRS 622A.300 (5) specifies that, in reviewing the findings and recommendations, the Board may (a) Approve the findings and recommendations, with or without modification; (b) Reject the findings and recommendations and remand the case to the hearing officer; (c) Reject the findings and recommendations and order a hearing *de novo* before the Board; or (d) Take any other action that the Board deems appropriate to resolve the case.

The instant matters require the undersigned Administrative Hearing Officer to address the said Charges and Complaints lodged by the Committee against the Respondent alleging the Respondent's violated the provisions NRS Chapter 630 and NAC Chapter 630 as more fully set-forth in the above-captioned matter and was heard in accordance with the provisions set-forth in NRS Chapters 233B Sections 622 and 630, which enactments collectively constitute the Medical Practices Act governing the authority granted to the Board and the Committee to regulate the Respondent's license to practice medicine within the State of Nevada.

Based on this statutory authority and the record established during the proceedings conducted by the Committee and the Board during the course of this filing, service and hearing of the Complaint and Charges, the undersigned Administrative Hearing Officer hereby submits his Findings of Fact, Conclusions of Law and Recommendations to the Board.

The Charges and Complaint flowed in large measure from an Accusation filed by the Executive Director of the Executive Director of the Medical Board of California, Department of Consumer Affairs against the Respondent charging him with violations of the applicable California regulations governing his license to practice medicine in California.

During the Hearing of the above-captioned Charges and Complaint, the Board's Investigative Committee, hereinafter referred to as the "Committee", introduced as Exhibit 1 a certified copy of

December 31, 2018 Default Decision and Order by the Medical Board of California, Department of Consumer Affairs revoking the Respondent's license to practice medicine in California.

This administrative action flowed from an Accusation filed by the Medical Board of California on August 10, 2018 detailing in 13 paragraphs the concerns of the Respondent's employer and the medical staff at Barton Memorial Hospital in regard to the fitness of the Respondent to practice medicine as more fully outlined in the said paragraphs.

A certified copy of the Accusation was introduced into evidence as Exhibit 2.

The Prayer of the Accusation requested that a Hearing be conducted to consider revoking or suspending the Respondent's Physician's and Surgeon's license; revoking or denying approval of the Respondent's authority to supervise physician assistants and advanced practice nurses and ordering the Respondent, if placed on probation, to pay the California Board the costs of probation monitoring.

The record before the Hearing Officer reflects that the Respondent did not exercise his right to challenge the factual findings and legal actions contained in the Accusation and that the Respondent did cease and desist from any further practice of medicine in California after his license was revoked.

The gravamen of the Complaint by the Committee flowed from the fact that at the times pertinent to the Complaint the Respondent was licensed to practice medicine in both California and Nevada. In this regard the Complaint noted that on August 20, 2003, the Respondent was issued License Number 10116 permitting the Respondent the right to practice medicine within the State of Nevada as defined by NRS Section 630.020.³

The Complaint further noted that the license issued by the Board provided that this license would expire as of June 30, 2019 unless the Respondent pursued, and was granted, a license to practice medicine in Nevada, on or after that expiration date.

³ NRS 630.020 defines the practice of medicine to mean (1) to diagnose, treat, correct, prevent or prescribe for any human disease, ailment, injury, infirmity, deformity or other condition, physical or mental, by any means or instrumentality, including, but not limited to, the performance of an autopsy; (2) to apply principles or techniques of medical science in the diagnosis or the prevention of any such conditions; and (3) to offer, undertake, attempt to do or hold oneself out as able to do any of such acts described in subsections (1) and (2)."

The record disclosed that prior to the Respondent's licensing to practice medicine in the State of Nevada expired, specifically on or about June 4, 2003, the California Department of Consumer Affairs issued Respondent a Physician's & Surgeon's Certificate, being Certificate Number A 83380, allowing the Respondent to practice medicine in that neighboring state.

As noted above, during the time period when the Respondent was licensed to practice medicine in both Nevada and California, specifically on or about June 30, 2019, the California Department of Consumer Affairs revoked the Respondent's license to practice medicine in that neighboring state.

In its determination of the issues involved in the charges brought before the California authorities that entity found that the Respondent's "ability to practice medicine safely is impaired due to mental illness and/or physical illness from bipolar disorder and substance abuse."

In connection with the Respondent being given notice to of this action, the Complaint alleges that the Respondent did not exercise his right to appeal this revocation pursuant to California Government Code 1150(c).

In essence, the I crux of this matter involves the period of time between January 30, 2019 when the Respondent's license to practice medicine in California was revoked and the expiration, in due course, of the Respondent's license to practice medicine in Nevada which expired as of June 30, 2019.

Based on the unchallenged revocation of the Respondent's California License to practice medicine, Count I of the Complaint by the Committee alleged that the provisions set-forth in NRS 630.301(3) would apply. This statute states that the privilege to practice medicine in the State of Nevada given to a physician by the Board may be revoked based on "any disciplinary action, including the revocation, suspension, modification or limitation of a license to practice any type of medicine, taking by another state, among other entities, is grounds for disciplinary action against a person licensed by the Board."

On that basis, the Investigative Committee observed that the California Medical Board's revocation of the Respondent's Physician & Surgeon's Certificate Number 83380 subjected the

Respondent to discipline by the Board pursuant to NRS 630.352.

NRS 352(3) provides the Board with a wide range of disciplinary options including (a) placing the licensee on probation; (b) administering a written reprimand; (c) limiting the physician's practice; (d) suspending the physician's license; (e) revoking the physician's license to practice; (f) requiring the licensee to participate in programs designed to correct alcohol or other substance abuse disorder or impairment; (g) requiring supervision of the physician; and (h) imposing a fine on the physician not to exceed \$5,000.00.

In filing the Charges and Complaint against the Respondent in this matter, the Board gave the Respondent Notice of the provisions contained in NRS 630.301(3) and, in doing so, advised the Respondent that (1) he was subject to discipline by the Board based on the California disciplinary action and the charge set-forth in the Complaint stating that the revocation action constituted the basis for his discipline by the Board; and (2) that he had twenty (20) days after the service of the Complaint to file with the Board any Answer he wished to make in order to rebut the charges set-forth in said Complaint.

In providing this notice to the Respondent, the Board advised him that he was being afforded the opportunity to participate in an Early Case Conference and Pre-Hearing Conference (including his right to file and exchange with legal counsel for the Board his Pre-Hearing Statement) prior to the scheduling of the time and place for the Board to hear the charges set-forth in the Complaint and determine the sanctions to be imposed based on the governing statutes and administrative regulations available to address the alleged acts and omissions to act on his part.

After advising the Respondent of these procedural opportunities available to the Respondent in order to avail himself of the procedural and substantive opportunities available to him, he was further advised that, should the Board determine that the acts and omissions to act by the Respondent violated the provisions of the Medical Practices Act, the Board would determine the sanctions to be imposed on him based on the California revocation and the record of his failure to respond to that neighboring state's revocation action and his record in repeatedly failing to respond to the concerted efforts of this Board to

obtain his good faith effort to respond to the numerous notices provided to him to have the opportunity to participate in the procedural and substantive steps available for him to respond to the Complaint in this matter.

The Complaint, was served by the Board on the Respondent on July 15, 2020 by mailing a filed-stamped copy of the Complaint via a USPS email posting, sent along with a return receipt to the address the Respondent was required to register with the Board, including within that requirement that (1) he was required to register his contact information with the Board; and (2) timely advise the Board whenever, during the period of his licensure in the State of Nevada, he changed his address or other required contact information. In connection with this duty, the Respondent was further required, as a condition of his licensure by the Board, to timely notify the Board of his new address and/or required contact information should that contact information change.

The efforts of the Board to arrange for an Early Case Conference ultimately resulted in the scheduling of an Early Case Conference, which proceeding was mutually agreed upon for July 1, 2001. This proceeding was ultimately vacated at the request of the Respondent based on the Respondent's representation that he would timely cooperated in the process of attempting to affirm the date for rescheduling the date for the Early Case Conference. Based on that understanding numerous attempts were made by legal counsel for the Board and the undersigned Hearing Officer using the telephone number, physical address, and email address provided by the Respondent to the Board pursuant to his licensing requirement to provide that contact information and to update with the Board as to any changes in this contact information.

The failure of the Respondent to respond to these efforts ultimately resulted in the August 5, 2021 issuance of an Order by the Hearing Officer Rescheduling the Early Case Conference for October 13, 2021. At the Early Case Conference the parties were advised of the provisions set-forth in NRS 630.339(3) directing the parties to set the date for the Pre-Hearing Conference and the Hearing as well as to set the date for the exchange of any documents to be filed and exchanged between both parties; as well

as the deadline for any motion practice.

The Respondent failed to appear or to otherwise participate in the Early Case Conference. This Order was served both via email and via mail to the Respondent at his new physical address in Grand Rapids, Michigan and his registered email address. The lack of any response resulted in the Board service of this process on the Respondent by publication, with the proof of that publication filed of record in this matter.

At the time fixed for the rescheduled Early Case Conference the Respondent was once again a “no call, no show” resulting in the issuance of an Order setting November 18, 2021 as the Deadline for Filing Pre-Hearing Statements, as well as the new date for the Pre-Hearing Conference and Hearing. In this Order the parties were advised that their Pre-Hearing Statements were due at 5:00 p.m. on November 30, 2021 and that the Hearing would be held commencing as of 9:30 a.m. on January 12, 2022.

The Respondent did not appear at the time fixed for the Pre-Hearing Conference and similarly failed to file a Pre-Hearing Conference Statement and thereafter failed to appear at the time fixed for the Hearing of the Complaint in this matter.

Legal Counsel for the Board lodged the Board’s Pre-Hearing Conference Statement and appeared at the Hearing through Ian Cummings, Deputy General Counsel for the Board and Deputy General Counsel Brandee Mooneyhan, and Mercedes Fuentes, Legal Assistant to said legal counsel.

As noted by Deputy General Counsel Mooneyhan, whenever the Respondent fails to appear at a scheduled Hearing, “any party who is present at the hearing may make an offer of the proof that the absent party was given sufficient legal notice” and the disposition of the Complaint and any associated issues may be disposed of in the absence of the Respondent.

In this regard, legal counsel for the Board provided copies of the pleadings and Proofs of Service of those legal documents establishing the service of those pleadings pursuant to the contact information provided by the Respondent.

Having reviewed the various legal notices given to Respondent, the Hearing Officer finds that

sufficient legal notice was afforded to the Respondent in this matter, including the Notice of this Hearing.

Deputy General Counsel Mooneyham proceeded to place in the record in this matter an Offer of Proof noting at the outset of her presentation that throughout the procedural and substantive steps flowing from the Complaint, the Respondent has failed to respond and/or attempted to evade the service of the scheduling of proceedings and the been non-responsive to these notices advising him of his opportunity to respond to the charges on the merits.

In putting these failures in the records legal counsel noted that no response has been received from the Respondent other than this request for a rescheduling of the Early Case Conference to accommodate his request to vacate and reschedule the original Early Case Conference. In so noting, legal counsel for the Board went on to note that, except for that request to vacate and reschedule the Early Case Conference, the Respondent has not contacted a member of the legal counsel or other staff members at the Board. This failure to communication was pointed-out by Deputy General Counsel Mooneyhan to include the Respondent's failure to request a continuance of the Hearing.

In so stating, Deputy General Counsel referenced the introduction into evidence pertinent to the factual and legal issues involved in this matter two binders containing all of the legal pleadings constituting the charges in this matter and the failure of the Respondent to challenge the substantive charges forming the gravamen of the Complaint as well as respond to the numerous Order attempting, to and actually set, the time, dates and places for holding the Early Case Conference, Pre-Hearing Conference and this Hearing. In this particular regard, Deputy General Counsel Mooneyhan pointed to Tab 11 establishing that the Respondent was given legal notice of the his deadline for Filing and Exchanging his Pre-Hearing Statement as well as the date of this Hearing.

Deputy General Counsel next referenced Tab 12 consisting of the proof of the service of the mailing of the Order scheduling today's Hearing noting in so doing that the service of this Order on the Respondent occurred on November 26, 2021. In do doing, Deputy General Counsel Mooneyhan affirmed the question by the Hearing Officer that any license's failure to provide the Board with their current

contact information would constitute additional and separate grounds for disciplinary action against a licensee.

Deputy General Counsel Mooneyhan further placed on the record her email on November 16, 2021 to the Respondent at the email address he provided. This email advised the Respondent of the holding of the Pre-Hearing Conference and the confirmation of the Hearing Date on January 12, 2022. Deputy General Counsel Mooneyhan further placed on the record that she telephoned the Respondent on January 10, 2022 and left two voice messages on the Respondent's answering machine advising him of the today's hearing. On both occasions, Deputy General Counsel Mooneyhan noted that her message included advising the Respondent of her work and cellular telephone numbers.

In so stating, Deputy General Counsel Mooneyhan placed on the record her previous conversations with the Respondent which confirmed his Michigan address and telephone contact information, which physical address, email address and telephone number were subsequently used in apprising the Respondent of the noted prior proceedings and today's Hearing. The Michigan physical address was confirmed by the Respondent and utilized by the staff at the agency to serve the Respondent with the legal pleadings and notices going forward from the prior summer.

In this regard Deputy General Counsel Mooneyhan noted that in addition to the provisions set forth in NRS 622A.350 Subsection 2, the Nevada Administrative Code in Section 630.470, Subsection 2 provides "If a licensee fails to appear at a scheduled hearing, no continuance has been requested and granted, the evidence may be heard and the matter may be considered and disposed of on the basis of the evidence before the hearing officer."

Pursuant to the factual and legal information the undersigned Hearing Officer concurs with Deputy General Counsel Mooneyhan's assessment that the Investigative Committee has established that the record in this matter establishes that the Respondent has been given sufficient legal notice of his right to participate in these proceedings and has failed to seek a continuance or appear at today's Hearing and that the case may proceed to presentation and disposition.

Given that concurrence the Hearing Officer notes the provisions set-forth in NRS 622A.350, Subsection 2 1 which provides “If a licensee fails to appear at the hearing, the hearing officer may accept the allegations against the licensee in the charging document as true” have been established and the allegations set-forth in the Complaint and Accusation are accepted as true.

While the Hearing Officer does accept those allegations, at the request of Deputy General Counsel Mooneyhan, the Hearing Officer acceded to her request to go beyond the presumption and to present the evidence in support of the Complaint in order to give the Hearing Officer and the Board “a reasonable basis to support the conclusion set-forth.”

This request was granted with Deputy General Counsel then noting that the Respondent was licensed by the Board to practice medicine in August 2003, which licensure was fixed to expire in June 2019, with Board retaining legal jurisdiction over a licensee pursuant to NRS 630.298 to proceed with any disciplinary action after the expiration of that licensure for acts or omissions to act occurring during the time a physician is licensed by the Board.

The record establishes that while the license of the Respondent by the Board was in full force and effect, on January 30, 2019 the license of the Respondent to practice medicine in California was revoked, which unchallenged revocation constituted that grounds for the Board to impose further disciplinary action against the Respondent pursuant to the provisions set-forth in NRS 630.346, Subsection 4. This Subsection provides that the California revocation action, as contained in Exhibit 1 of the evidence binder referenced by Deputy General Counsel Mooneyhan, is conclusive in Nevada for the purpose of establishing that the Respondent was disciplined as more fully set-forth in the Accusation being Exhibit 2 of the evidence binder.

A preponderance of the substantial, reliable and probative evidence establishes that the Respondent was, while concurrently licensed to practice medicine in Nevada, was disciplined by the California licensing authority by virtue of having his license to practice medicine in California revoked for good cause shown.

A preponderance of the substantial, reliable and probative evidence further establishes that the Respondent and that when licensed to practice medicine in Nevada engaged in a pattern of misconduct designed to avoid and evade responding to the Committee after being served with the Charges and Complaint in this matter. Involving his legal obligation to participate in good faith in regard to any matters flowing from his license to practice medicine in Nevada, even when the acts or omissions to act are discovered after his license expires or otherwise ends.

This repeated avoidance and evasion by the Respondent in responding to the efforts of the Committee delayed the procedural process in serving and hearing the scheduled dates established in order to allow the Respondent to address the substance of the charges set-forth in the Complaint.

In this regard, NRS 622A.300 (5) specifies that, in reviewing the findings and recommendations of the Hearing Officer, the Board may (a) Approve the findings and recommendations, with or without modification; (b) Reject the findings and recommendations and remand the case to the Hearing Officer; (c) Reject the findings and recommendations and order a hearing *de novo* before the Board; or (d) Take any other action that the Board deems appropriate to resolve the case. A copy of the Transcript of the Hearing held on January 12, 2022 is attached hereto as Exhibit A and hereby incorporated by reference.

111.

CONCLUSIONS OF LAW AND RECOMMENDATIONS

Based on the specific charges in said matter having been established by a preponderance of the substantial, reliable and probative evidence, the violations found to exist subject the Respondent to discipline by the Board in keeping with the language set-forth in NRS 630.352.

The potential discipline available the Board is set-forth in NRS 630.352(4):

“4. Except as otherwise provided in subsection 5, if the Board finds that a violation has occurred, it shall by order take one or more of the following actions:

(a) Place the person on probation for a specified period on any of the conditions specified in the order;

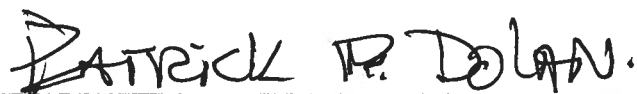
(b) Administer a written public reprimand to the person;

- (c) Limit the person's practice or exclude one or more specified branches of medicine from his or her practice;
- (d) Suspend the person's license for a specified period or until further order of the Board.
- (e) Revoke the person's license;
- (f) Require the person to participate in a program to correct any alcohol or drug dependence or any other impairment;
- (g) Require supervision of the person's practice;
- (h) Impose a fine not to exceed \$5,000 for each violation;
- (i) Require the person to perform community service without compensation;
- (j) Require the person to take a physical or mental examination or an examination testing his or her competence;
- (k) Require the person to fulfill certain training or educational requirements."

Based on the deceptive, defiant, and evasive behaviors repeatedly engaged in by the Respondent, as established by a preponderance of the substantial, reliable and probative evidence adduced during the course of this disciplinary action, the appropriate discipline recommended by the undersigned Hearing Officer is that (1) the Respondent will be permanently barred from ever again seeking a license to practice medicine in the State of Nevada (2) pay a fine, to be determined by the Board, up to and including the statutory maximum \$5,000.00 limit allowed based on the disciplinary action previously imposed by the California licensing authorities and the fact that the actions taken by the Respondent to evade and delay these proceedings resulted in unnecessary additional costs to the Board and its staff.

In completing the record of the proceeding held before the undersigned Hearing Officer please find attached the Transcript of the Hearing held the matter on January 12, 2022.

RESPECTFULLY SUBMITTED THIS 15th **day of February 2022.**



PATRICK D. DOLAN, ESQ., Hearing Officer,
Nevada State Board of Medical Examiners

In the Matter Of:

Nevada State Board of Medical Examiners

HEARING

January 12, 2022

Job Number: 830416

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NEVADA STATE BOARD OF MEDIAL EXAMINERS

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In the Matter of Charges and
Complaint Against:
Gregory Gene Eyre

Case No. 20-21884-1

_____ /

Pages 1 to 17, inclusive.

HEARING

Wednesday, January 12, 2022
Reno, Nevada

REPORTED BY: TINA MARIE AMUNDSON
CCR #641 (Nevada)
CSR #11883 (California)
JOB NO.: 830416

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A P P E A R A N C E S

HEARING OFFICER:

PATRICK DOLAN, ESQ.
lawyerpoppy@sbcglobal.net

FOR THE MEDICAL BOARD:

BRANDEE MOONEYHAN, J.D.
IAN CUMMINGS, ESQ.
State of Nevada
Nevada State Board of Medical Examiners
9600 Gateway Drive
Reno, NV 89521
mooneyhanb@medboard.nv.gov

ALSO PRESENT: Mercedes Fuentes, Legal Assistant

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E X H I B I T S

3 EXH.
4 NO.

DESCRIPTION

PAGE

5 Exhibit 1 Default Decision and Order

6 Exhibit 2 Accusation

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1 BE IT REMEMBERED that on Wednesday, January 12,
2 2022, commencing at 9:40 a.m. of said day, at Nevada
3 State Board of Medical Examiners, 9600 Gateway
4 Drive, Reno, NV 89521, before me, TINA M. AMUNDSON,
5 a Certified Shorthand Reporter, the following
6 proceedings were had:

7

8 HEARING OFFICER DOLAN: We're on the record
9 now. This is the date and time and place for the
10 hearing in the matter of the Nevada Board of Medical
11 Examiners v. Gregory Jean Eyre, M.D., Case No.
12 20-28184-1.

13 Can we have appearances on the record,
14 please, starting, sir, with you.

15 MR. CUMMINGS: Ian Cummings, Deputy General
16 Counsel for the Board.

17 MS. MOONEYHAN: Brandee Mooneyhan, Deputy
18 General Counsel.

19 MS. PUENTES: Mercedes Puentes, Legal
20 Assistant.

21 HEARING OFFICER DOLAN: And for the record,
22 presiding Patrick B. Dolan, the hearing officer.

23 I believe that this is the culmination of
24 various administrative procedures and efforts
25 flowing from the complaint against Dr. Eyre and then

1 attempting to get the respondent to reply to the
2 complaint and any of the efforts by the Board and
3 the hearing officer to notice him of the various
4 proceedings for his ability to respond and then
5 going through the various procedural steps from the
6 early case conference to the hearing, then the
7 prehearing, the effort to provide a prehearing
8 statement and his list of witnesses.

9 All those efforts have not been responded
10 to, except, I believe, at one time Dr. Eyre
11 responded from where he was living in South Lake
12 Tahoe at the time to request a continuance, I
13 believe, based upon his representation that his wife
14 was ill, if that's correct.

15 MS. MOONEYHAN: Just, actually, his -- the
16 last time he renewed his license he was in South
17 Lake Tahoe, but when we spoke to him on June 30th,
18 2021, he was living in Grand Rapids, Michigan. I do
19 intend to make a record of why we used the address
20 we used.

21 HEARING OFFICER DOLAN: I'll turn the
22 proceeding over to you to go ahead and lay out the
23 foundation of the evidence, both as to the procedure
24 and as to the gravamen of the complaint.

25 MS. MOONEYHAN: Great.

1 So, first, pursuant to NRS 622A.350
2 Subsection 1, that statute states that, "If a party
3 fails to appear at a scheduled hearing and a
4 continuance has been not been scheduled or granted,
5 any party who is present at the hearing may make an
6 offer of the proof that the absent party was given
7 sufficient legal notice."

8 And if you do determine that he was given
9 sufficient legal notice, then the hearing officer
10 may proceed to consider and dispose of the case
11 without participation of the absent party.

12 HEARING OFFICER DOLAN: All right.

13 MS. MOONEYHAN: So, pursuant to that
14 statute, I'd like to make an offer of proof that
15 legal notice has been given to him. If you agree,
16 we can reach the merits.

17 HEARING OFFICER DOLAN: All right.

18 MS. MOONEYHAN: So, Dr. Eyre is not here,
19 of course. He's failed to appear. He has not
20 called or contacted anyone at the Board, to my
21 knowledge, by email or in person. No continuance
22 has been granted for today's hearing nor was one
23 requested. And in front of you one of the binders
24 includes all the pleadings that were filed in this
25 matter.

1 HEARING OFFICER DOLAN: All right. I'll
2 look at them.

3 MS. MOONEYHAN: For the fact that he was
4 given sufficient legal notice, I would point your
5 attention to Tabs 11 and 12 in that binder of the
6 pleadings.

7 Tab 11 is the order that your Honor entered
8 on November 18th, 2021, entitled, "Order
9 Rescheduling Deadline for Filing and Exchange of
10 Prehearing Statements, the Prehearing Conference and
11 the hearing." In part, that document ordered that
12 the hearing would be held today, January 12th,
13 2022, starting at 9:30 a.m. And.

14 Tab 12 is the proof of service filed on
15 November 30th, 2021, that that order was mailed to
16 Dr. Eyre at [REDACTED] in Grand Rapids,
17 Michigan. That is the last address we have for
18 Dr. Eyre and that proof of service shows that he was
19 delivered a copy of that order on November 26th,
20 2021.

21 HEARING OFFICER DOLAN: Just as an aside,
22 failure to maintain a current address and contact
23 information is also considered a violation of the
24 regulations and the code governing your license to
25 practice. Am I correct?

1 MS. MOONEYHAN: You are correct.

2 HEARING OFFICER DOLAN: Okay.

3 MS. MOONEYHAN: So, I submit that this
4 proof of service alone shows that Dr. Eyre was given
5 sufficient legal notice of today's hearing for the
6 record.

7 In addition, we have emailed him at the
8 address he gave us back on June 30th, which in a
9 moment I'll describe we've heard from Dr. Eyre in
10 this proceeding by phone and email.

11 After we had the prehearing conference on
12 November 16th, I did email him immediately
13 thereafter and let him know we'd had the prehearing
14 without his participation, but that the hearing
15 would be January 12th, 2022, and offered to make
16 arrangements for him to attend by telephone or
17 video, that he would be given a written order to
18 that effect.

19 I also called him Monday, January 10th,
20 2022, and left him a voice mail reiterating that the
21 hearing would be held today and I called him this
22 morning at approximately 8:35 and again at about
23 9:25. And there was no answer and I left a voice
24 mail both times. I gave him my desk number and my
25 cell phone number and he has not called either as of

1 now.

2 Again, I think the proof of service alone
3 is sufficient legal notice, but I just wanted to
4 make a record that there were several additional
5 attempts to let him know and to give him the
6 opportunity to participate and he has not availed
7 himself of that. So, if you would like, I'd like to
8 make a record of the one contact we've had from Dr.
9 Eyre.

10 HEARING OFFICER DOLAN: Please proceed.

11 MS. MOONEYHAN: On June 30th, 2021, I did
12 hear from Dr. Eyre. As background, your Honor had
13 scheduled an early case conference for July 1st,
14 2021. Because the address that was on record on
15 Jean Avenue in South Lake Tahoe did not appear to be
16 valid when the Board tried to serve a complaint at
17 that address, he was not there, and he was
18 eventually served by publication.

19 But, luckily, one of our investigators was
20 able to track him to an address in Grand Rapids,
21 Michigan, specifically [REDACTED] Grand
22 Rapids, Michigan. We thought that was the correct
23 address so we served him both at the Jean Street
24 address in South Lake Tahoe and this address in
25 Michigan. The proof of that service is behind Tab 4

1 in that binder of pleadings.

2 I also wrote Dr. Eyre a letter noting -- at
3 the [REDACTED] Street address in Michigan letting him
4 know about the early case conference set for
5 July 1st and asked him to contact me. On
6 June 30th, 2021, he called me. Dr. Eyre confirmed
7 that the [REDACTED] Street address in Grand Rapids is
8 a valid address for him and he also gave me a phone
9 number and email address at which I could reach him.

10 And your Honor will recall during that
11 conversation he asked if the ECC might be continued
12 due to a family emergency. I made the request on
13 his behalf to your Honor by email and, as you know,
14 the ECC was subsequently rescheduled.

15 So, I heard from him on the phone on
16 June 30th. Your Honor told us to get together and
17 set another date and so we -- I also got one email
18 from him asking if he could participate by phone or
19 Zoom. I wrote back and said, Yes, let's pick a
20 date -- I'm summarizing or I'm paraphrasing -- but,
21 Yes, let's pick a date, and that's the last time I
22 heard from him by email.

23 I've attempted several times and each time
24 we have had to reschedule the ECC, the prehearing
25 conference, and today's hearing. I've called him

1 and emailed him about each one of those proceedings
2 and have not heard back from him. Despite having
3 been served with a copy of the order and today's
4 hearing, he's not here nor has he made any
5 communication.

6 In addition to the statute that I cited
7 earlier, NRS 622A.350 Subsection 1, I note Nevada
8 Administrative Code 630.470 Subsection 2, which is
9 directly pertinent to today's hearing, provides
10 similar provisions and states, "If a licensee fails
11 to appear at a scheduled hearing, no continuance has
12 been requested and granted, the evidence may be
13 heard and the matter may be considered and disposed
14 of on the basis of the evidence before the hearing
15 officer."

16 So, based on that information that I've
17 given you today and those authorities, I would ask
18 you to make a determination that Dr. Eyre was given
19 sufficient legal notice of today's hearing and that
20 we can consider to --

21 HEARING OFFICER DOLAN: So, ruled, and you
22 can continue, please.

23 MS. MOONEYHAN: Thank you. Okay.

24 First, I want to note that Subsection 2 of
25 NRS 622A.350, the statute that we just discussed,

1 Subsection 2 states that, "If a licensee fails to
2 appear at the hearing, the hearing officer may
3 accept the allegations against the licensee in the
4 charging document as true."

5 But I would like to go further. In
6 addition to those presumptions permitted, I would
7 like to go ahead and present the evidence in support
8 of the complaint in order to give your Honor and the
9 Board a reasonable basis to support the conclusion
10 set forth.

11 HEARING OFFICER DOLAN: That would be
12 preferred by me and probably by the Board.

13 Go ahead and proceed.

14 MS. MOONEYHAN: Great.

15 The respondent in this matter, Dr. Gregory
16 Gene Eyre, was licensed by the Nevada State Board of
17 Medical Examiners to practice medicine in Nevada in
18 August 2003. His license expired in June of 2019.

19 As your Honor is well aware, the Board, of
20 course, still has jurisdiction over the licensee
21 pursuant to NRS 630.298 to proceed with the
22 disciplinary action against the licensee.

23 Dr. Eyre was also previously licensed in
24 California by the State Medical Board of California.
25 The similar license is called a Physician's and

1 Surgeon's Certificate and he was issued that by the
2 Board of California in June of 2003.

3 On January 30th, 2019, the California
4 Medical Board revoked his Physician's and Surgeon's
5 certificate. Of course in the proceedings today
6 that you're considering he's charged and being
7 subject to disciplinary action by another state,
8 which is, of course, grounds by further disciplinary
9 action in this state pursuant to NRS 630.301,
10 Subsection 3.

11 You also have a binder of proposed exhibits
12 in front you. There are only two. They are
13 certified copies of the proceedings in California as
14 they are certified copies of records of the
15 California Medical Board. I submit that they are
16 self-authenticating pursuant to NRS 630.346
17 Subsection 4. A certified copy of the record of a
18 licensing agency like the California Board showing
19 the license has been revoked is conclusive evidence
20 of its occurrence. The investigator is on standby
21 if you have any questions.

22 HEARING OFFICER DOLAN: So accepted and
23 confirmed.

24 MS. MOONEYHAN: Okay. My next question was
25 going to move to admit them, but thank you very

1 much. Exhibit 1 is a certified copy of the default
2 decision and order of the California Medical Board
3 that was entered on December 31, 2018, and it became
4 effective 30 days later on January 30th, 2019.

5 If you look at page eight, the California
6 Medical Board ordered that Dr. Eyre's Physician's
7 and Surgeon's certificate was revoked and that the
8 decision would become effective January 30th, 2019,
9 if he did not file an appeal.

10 HEARING OFFICER DOLAN: No appeal was
11 filed.

12 MS. MOONEYHAN: No appeal was filed.

13 HEARING OFFICER DOLAN: All right. Those
14 will be accepted into the record.

15 MS. MOONEYHAN: Thank you.

16 Exhibit 2 is just a certified copy of the
17 accusation, the underlying accusation which is
18 similar to the -- what we call a complaint in Nevada
19 that explains the circumstances giving rise to that
20 order.

21 HEARING OFFICER DOLAN: That will be
22 accepted into the record and considered by the
23 hearing officer.

24 MS. MOONEYHAN: Thank you.

25 So, this evidence substantiates the

1 allegations made by the investigative committee in
2 its complaint against Dr. Eyre, shows that his
3 Physician and Surgeon's certificate in California
4 was revoked. He was clearly the subject of
5 disciplinary action by another state.

6 For these reasons, we ask that you find
7 that the facts set forth in our complaint are true
8 and make the legal conclusion that Dr. Eyre has
9 indeed violated 630.301, Subsection 3. And if you
10 do find that, I would ask the Board to consider your
11 conclusion and to discipline Dr. Eyre with an
12 appropriate sanction.

13 HEARING OFFICER DOLAN: So ruled.

14 MS. MOONEYHAN: Thank you.

15 HEARING OFFICER DOLAN: Anything further?

16 MS. MOONEYHAN: If you have any further
17 questions.

18 HEARING OFFICER DOLAN: No, I do not.
19 I'll, obviously, go through and go through the
20 record in making my findings and recommendations to
21 the Board. And I've done that a number of times, so
22 I appreciate your succinctness and thoroughness in
23 presenting that information for me so that, when we
24 get the transcript in, I can write the
25 recommendations and conclusions to the Board. So

1 we'll be able to then protect the rights of the
2 people of Nevada and elsewhere as far as licensing
3 of this individual to practice medicine. Thank you
4 very much. We're off the record.

5 (End of proceedings at 9:55 a.m.)

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1 STATE OF NEVADA)

2) ss.

3 COUNTY OF WASHOE)

4

5 I, CHRISTINA MARIE AMUNDSON, a Certified Court
6 Reporter in and for the states of Nevada and
7 California, do hereby certify:

8 That I was personally present for the purpose
9 of acting as Certified Court Reporter in the matter
10 entitled herein;

11 That said transcript which appears hereinbefore
12 was taken in verbatim stenotype notes by me and
13 thereafter transcribed into typewriting as herein
14 appears to the best of my knowledge, skill, and
15 ability and is a true record thereof.

16

17 DATED: At Reno, Nevada, this 12th day of January
18 2022.

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21 Christina Marie Amundson, CCR #641

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1 HEALTH INFORMATION PRIVACY & SECURITY: CAUTIONARY NOTICE

2 Litigation Services is committed to compliance with applicable federal

3 and state laws and regulations ("Privacy Laws") governing the

4 protection and security of patient health information. Notice is

5 hereby given to all parties that transcripts of depositions and legal

6 proceedings, and transcript exhibits, may contain patient health

7 information that is protected from unauthorized access, use and

8 disclosure by Privacy Laws. Litigation Services requires that access,

9 maintenance, use, and disclosure (including but not limited to

10 electronic database maintenance and access, storage, distribution/

11 dissemination and communication) of transcripts/exhibits containing

12 patient information be performed in compliance with Privacy Laws.

13 No transcript or exhibit containing protected patient health

14 information may be further disclosed except as permitted by Privacy

15 Laws. Litigation Services expects that all parties, parties'

16 attorneys, and their HIPAA Business Associates and Subcontractors will

17 make every reasonable effort to protect and secure patient health

18 information, and to comply with applicable Privacy Law mandates,

19 including but not limited to restrictions on access, storage, use, and

20 disclosure (sharing) of transcripts and transcript exhibits, and

21 applying "minimum necessary" standards where appropriate. It is

22 recommended that your office review its policies regarding sharing of

23 transcripts and exhibits - including access, storage, use, and

24 disclosure - for compliance with Privacy Laws.

25 © All Rights Reserved. Litigation Services (rev. 6/1/2019)

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NEVADA STATE BOARD OF MEDICAL EXAMINERS

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FILED

JAN 24 2022

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: 

In the Matter of Charges and
Complaint Against:
Gregory Gene Eyre

Case No. 20-21884-1

_____ /

Pages 1 to 17, inclusive.

HEARING

Wednesday, January 12, 2022
Reno, Nevada

REPORTED BY: TINA MARIE AMUNDSON
CCR #641 (Nevada)
CSR #11883 (California)
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E X H I B I T S

EXH. NO.	DESCRIPTION	PAGE
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Exhibit 1	Default Decision and Order	
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Exhibit 2	Accusation	
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19 sufficient legal notice of today's hearing and that
20 we can consider to --

21 HEARING OFFICER DOLAN: So, ruled, and you
22 can continue, please.

23 MS. MOONEYHAN: Thank you. Okay.

24 First, I want to note that Subsection 2 of
25 NRS 622A.350, the statute that we just discussed,

1 Subsection 2 states that, "If a licensee fails to
2 appear at the hearing, the hearing officer may
3 accept the allegations against the licensee in the
4 charging document as true."

5 But I would like to go further. In
6 addition to those presumptions permitted, I would
7 like to go ahead and present the evidence in support
8 of the complaint in order to give your Honor and the
9 Board a reasonable basis to support the conclusion
10 set forth.

11 HEARING OFFICER DOLAN: That would be
12 preferred by me and probably by the Board.

13 Go ahead and proceed.

14 MS. MOONEYHAN: Great.

15 The respondent in this matter, Dr. Gregory
16 Gene Eyre, was licensed by the Nevada State Board of
17 Medical Examiners to practice medicine in Nevada in
18 August 2003. His license expired in June of 2019.

19 As your Honor is well aware, the Board, of
20 course, still has jurisdiction over the licensee
21 pursuant to NRS 630.298 to proceed with the
22 disciplinary action against the licensee.

23 Dr. Eyre was also previously licensed in
24 California by the State Medical Board of California.
25 The similar license is called a Physician's and

1 Surgeon's Certificate and he was issued that by the
2 Board of California in June of 2003.

3 On January 30th, 2019, the California
4 Medical Board revoked his Physician's and Surgeon's
5 certificate. Of course in the proceedings today
6 that you're considering he's charged and being
7 subject to disciplinary action by another state,
8 which is, of course, grounds by further disciplinary
9 action in this state pursuant to NRS 630.301,
10 Subsection 3.

11 You also have a binder of proposed exhibits
12 in front you. There are only two. They are
13 certified copies of the proceedings in California as
14 they are certified copies of records of the
15 California Medical Board. I submit that they are
16 self-authenticating pursuant to NRS 630.346
17 Subsection 4. A certified copy of the record of a
18 licensing agency like the California Board showing
19 the license has been revoked is conclusive evidence
20 of its occurrence. The investigator is on standby
21 if you have any questions.

22 HEARING OFFICER DOLAN: So accepted and
23 confirmed.

24 MS. MOONEYHAN: Okay. My next question was
25 going to move to admit them, but thank you very

1 much. Exhibit 1 is a certified copy of the default
2 decision and order of the California Medical Board
3 that was entered on December 31, 2018, and it became
4 effective 30 days later on January 30th, 2019.

5 If you look at page eight, the California
6 Medical Board ordered that Dr. Eyre's Physician's
7 and Surgeon's certificate was revoked and that the
8 decision would become effective January 30th, 2019,
9 if he did not file an appeal.

10 HEARING OFFICER DOLAN: No appeal was
11 filed.

12 MS. MOONEYHAN: No appeal was filed.

13 HEARING OFFICER DOLAN: All right. Those
14 will be accepted into the record.

15 MS. MOONEYHAN: Thank you.

16 Exhibit 2 is just a certified copy of the
17 accusation, the underlying accusation which is
18 similar to the -- what we call a complaint in Nevada
19 that explains the circumstances giving rise to that
20 order.

21 HEARING OFFICER DOLAN: That will be
22 accepted into the record and considered by the
23 hearing officer.

24 MS. MOONEYHAN: Thank you.

25 So, this evidence substantiates the

1 allegations made by the investigative committee in
2 its complaint against Dr. Eyre, shows that his
3 Physician and Surgeon's certificate in California
4 was revoked. He was clearly the subject of
5 disciplinary action by another state.

6 For these reasons, we ask that you find
7 that the facts set forth in our complaint are true
8 and make the legal conclusion that Dr. Eyre has
9 indeed violated 630.301, Subsection 3. And if you
10 do find that, I would ask the Board to consider your
11 conclusion and to discipline Dr. Eyre with an
12 appropriate sanction.

13 HEARING OFFICER DOLAN: So ruled.

14 MS. MOONEYHAN: Thank you.

15 HEARING OFFICER DOLAN: Anything further?

16 MS. MOONEYHAN: If you have any further
17 questions.

18 HEARING OFFICER DOLAN: No, I do not.
19 I'll, obviously, go through and go through the
20 record in making my findings and recommendations to
21 the Board. And I've done that a number of times, so
22 I appreciate your succinctness and thoroughness in
23 presenting that information for me so that, when we
24 get the transcript in, I can write the
25 recommendations and conclusions to the Board. So

1 we'll be able to then protect the rights of the
2 people of Nevada and elsewhere as far as licensing
3 of this individual to practice medicine. Thank you
4 very much. We're off the record.

5 (End of proceedings at 9:55 a.m.)

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1 STATE OF NEVADA)
 2) ss.
 3 COUNTY OF WASHOE)

4

5 I, CHRISTINA MARIE AMUNDSON, a Certified Court
 6 Reporter in and for the states of Nevada and
 7 California, do hereby certify:

8 That I was personally present for the purpose
 9 of acting as Certified Court Reporter in the matter
 10 entitled herein;

11 That said transcript which appears hereinbefore
 12 was taken in verbatim stenotype notes by me and
 13 thereafter transcribed into typewriting as herein
 14 appears to the best of my knowledge, skill, and
 15 ability and is a true record thereof.

16

17 DATED: At Reno, Nevada, this 12th day of January
 18 2022.

19



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21 Christina Marie Amundson, CCR #641

22

-o0o-

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CERTIFICATE OF SERVICE

I hereby certify that I am employed by the Nevada State Board of Medical Examiners and that on the 26th day of January, 2022, I served a file-stamped copy of the foregoing **HEARING TRANSCRIPT**, via U.S. Certified Mail to the following parties:

GREGORY GENE EYRE, M.D.
414 Fernando St., NE
Grand Rapids, MI 49505
Tracking No.: 9171 9690 0935 0252 5652 93
Respondent

Additionally, I served by electronic mail, file-stamped copies of the same to:

PATRICK DOLAN, ESQ.
lawyerpoppy@sbcglobal.net
Hearing Officer

DATED this 26th day of January, 2022.



MERCEDES FUENTES
Legal Assistant
Nevada State Board of Medical Examiners

4

EXHIBIT 1

EXHIBIT 1

1 XAVIER BECERRA
Attorney General of California
2 STEVEN D. MUNI
Supervising Deputy Attorney General
3 DEMOND L. PHILSON
Deputy Attorney General
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6 Telephone: (916) 210-7548
Facsimile: (916) 327-2247

7 *Attorneys for Complainant*

8
9 **BEFORE THE**
10 **MEDICAL BOARD OF CALIFORNIA**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
12 **STATE OF CALIFORNIA**

13 In the Matter of the Accusation Against:	Case No. 800-2017-037072
14 Gregory Gene Eyre, M.D. 1090 Third Street # B 15 South Lake Tahoe, CA 96150	DEFAULT DECISION AND ORDER
16 Physician's and Surgeon's Certificate No. A 83380,	[Gov. Code, §11520]
17 Respondent.	

18
19 **FINDINGS OF FACT**

20 1. On or about August 10, 2018, Complainant Kimberly Kirchmeyer, in her official
21 capacity as the Executive Director of the Medical Board of California, Department of Consumer
22 Affairs ("Board"), filed an Accusation No. 800-2017-037072 against Gregory Gene Eyre, M.D.
23 ("Respondent") before the Medical Board of California ("Board").

24 ///

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28 ///

MEDICAL BOARD OF CALIFORNIA
I do hereby certify that this document is a true
and correct copy of the original on file in this
office.
Laurelle Miller
Signature
For the Custodian of Records
Title
11/18/19
Date

1 2. On or about June 4, 2003, the Board issued Physician's and Surgeon's Certificate No.
2 A83380 to Respondent. The Physician's and Surgeon's Certificate is set to expire on June 30,
3 2019, unless renewed. A true and correct copy of Respondent's license is attached as Exhibit "1
4 to the separate accompanying "Default Decision Evidence Packet" and incorporated herein by
5 reference as if fully set forth herein.¹

6 3. On or about August 10, 2018, Michelle Solario, an employee of the Complainant
7 Agency, served by Certified Mail a copy of the Accusation No. 800-2017-037072, Statement to
8 Respondent, Notice of Defense, Request for Discovery, and Government Code sections 11507.5,
9 11507.6, and 11507.7 to Respondent's address of record with the Board, which was and is 1090
10 Third Street # B, South Lake Tahoe, CA 96150. A copy of the Accusation, the related
11 documents, and Declaration of Service are attached as Exhibit "2," and are incorporated herein by
12 reference. Service of the Accusation was effective as a matter of law under the provisions of
13 Government Code section 11505, subdivision (c).

14 4. On or about August 23, 2018, the aforementioned documents were returned by the
15 U.S. Postal Service, marked "Refused." A copy of the envelope returned by the post office is
16 attached as Exhibit "3," and is incorporated herein by reference.

17 5. Business and Professions Code section 118 states, in pertinent part:

18 “(b) The suspension, expiration, or forfeiture by operation of law of a license issued by a
19 board in the department, or its suspension, forfeiture, or cancellation by order of the board or by
20 order of a court of law, or its surrender without the written consent of the board, shall not, during
21 any period in which it may be renewed, restored, reissued, or reinstated, deprive the board of its
22 authority to institute or continue a disciplinary proceeding against the licensee upon any ground
23 provided by law or to enter an order suspending or revoking the license or otherwise taking
24 disciplinary action against the license on any such ground.”

25 ///

26 ///

27 ¹ The exhibits referred to herein, which are true and correct copies of the originals, are
28 contained in the separate accompanying "Default Decision Evidence Packet" and will be
 identified by "Exhibit" Followed by the specific exhibit number.

1 6. Government Code section 11506 states, in pertinent part:

2 “(c) The respondent shall be entitled to a hearing on the merits if the respondent files a
3 notice of defense, and the notice shall be deemed a specific denial of all parts of the accusation
4 not expressly admitted. Failure to file a notice of defense shall constitute a waiver of
5 respondent’s right to a hearing, but the agency in its discretion may nevertheless grant a hearing.”

6 7. Respondent failed to file a Notice of Defense within 15 days after service upon him
7 of a true and correct copy of Accusation No. 800-2017-037072, and therefore waived his right to
8 a hearing on the merits of the Accusation.

9 8. California Government Code section 11520 states, in pertinent part:

10 “(a) If the respondent either fails to file a notice of defense or to appear at the hearing, the
11 agency may take action based upon the respondent’s express admissions or upon other evidence
12 and affidavits may be used as evidence without any notice to respondent.”

13 9. Pursuant to its authority under Government Code section 11520, the Board finds
14 Respondent is in default. The Board will take action without further hearing and, based on
15 Respondent’s express admissions by way of default and the evidence before it, contained in
16 Exhibits 1 through 10, finds that the allegations in Accusation No. 800-2014-006258 are true.

17 10. Section 2227 of the Code states:

18 “(a) A licensee whose matter has been heard by an administrative law judge of the Medical
19 Quality Hearing Panel as designated in Section 11371 of the Government Code, or whose default
20 has been entered, and who is found guilty, or who has entered into a stipulation for disciplinary
21 action with the board, may, in accordance with the provisions of this chapter:

22 “(1) Have his or her license revoked upon order of the board.

23 “(2) Have his or her right to practice suspended for a period not to exceed one year upon
24 order of the board.

25 “(3) Be placed on probation and be required to pay the costs of probation monitoring upon
26 order of the board.

27 “(4) Be publicly reprimanded by the board. The public reprimand may include a
28 requirement that the licensee complete relevant educational courses approved by the board.

1 “(5) Have any other action taken in relation to discipline as part of an order of probation, as
2 the board or an administrative law judge may deem proper.

3 “(b) Any matter heard pursuant to subdivision (a), except for warning letters, medical
4 review or advisory conferences, professional competency examinations, continuing education
5 activities, and cost reimbursement associated therewith that are agreed to with the board and
6 successfully completed by the licensee, or other matters made confidential or privileged by
7 existing law, is deemed public, and shall be made available to the public by the board pursuant to
8 Section 803.1.”

9 11. Section 820 of the Code states:

10 "Whenever it appears that any person holding a license, certificate or permit under this
11 division or under any initiative act referred to in this division may be unable to practice his or her
12 profession safely because the licentiate's ability to practice is impaired due to mental illness, or
13 physical illness affecting competency, the licensing agency may order the licentiate to be
14 examined by one or more physicians and surgeons or psychologists designated by the agency.
15 The report of the examiners shall be made available to the licentiate and may be received as direct
16 evidence in proceedings conducted pursuant to Section 822."

17 12. Section 822 of the Code states:

18 “If a licensing agency determines that its licentiate's ability to practice his or her
19 profession safely is impaired because the licentiate is mentally ill, or physically ill affecting
20 competency, the licensing agency may take action by any one of the following methods:

21 “(a) Revoking the licentiate's certificate or license.

22 “(b) Suspending the licentiate's right to practice.

23 “(c) Placing the licentiate on probation.

24 “(d) Taking such other action in relation to the licentiate as the licensing agency in its
25 discretion deems proper.

26 “The licensing section shall not reinstate a revoked or suspended certificate or license until
27 it has received competent evidence of the absence or control of the condition which caused its
28

1 action and until it is satisfied that with due regard for the public health and safety the person's
2 right to practice his or her profession may be safely reinstated."

3 13. Respondent's license is subject to action under Business and Professions Code,
4 sections 820 and 822 by reason of the following:

5 A. On or about September 26, 2017, the Board's Central Complaint Unit received
6 a report pursuant to Business and Professions Code section 805 from Barton Memorial Hospital
7 in South Lake Tahoe. The report indicated that the privileges of Respondent were relinquished
8 on September 11, 2017, based upon an incident in which Respondent announced he was quitting
9 medicine/surgery and planned to submit a letter of resignation the next day. The report also
10 stated Respondent had been under investigation for several months regarding general concerns
11 about his professional competence or conduct. The investigation was not precipitated by any
12 surgical complications or other issues relating to specific cases. The report stated, on September
13 11, 2017, during a discussion with the Chief of Staff and Chief Medical Officer regarding the
14 course of the investigation, Respondent announced that he was quitting medicine/surgery, and he
15 cancelled his scheduled cases and arranged for the care of his patients to be transferred to another
16 physician. Respondent stated that he planned to submit a letter of resignation the next day, but
17 there were no further communications from Respondent. The report stated further that
18 Respondent's statements and actions on September 11, 2017 had been construed as his
19 resignation from the Medical Staff at Barton Memorial Hospital and relinquishment of clinical
20 privileges.

21 B. On February 1, 2018, an investigator from the Board interviewed the Chief
22 Medical Officer for Barton Memorial Hospital. The Chief Medical Officer stated her role at
23 Barton Memorial Hospital is to help the medical staff and hospital administration communicate
24 back and forth. In regards to Respondent, the Chief Medical Officer was responsible for
25 contacting Respondent and scheduling random drug tests. The Chief Medical Officer explained
26 that Respondent's last drug test came back positive for cocaine. Due to the small sample size
27 taken from Respondent, a phone conference between the Chief Medical Officer and other Barton
28 Memorial Hospital staff members occurred to discuss what the results meant and if a second test

1 was needed. During the phone call, it was confirmed that the sample amount taken was sufficient
2 enough to warrant a positive cocaine result and that a second drug test was needed. The Chief
3 Medical Officer stated she met with Respondent once on September 11, 2017. The meeting was
4 in regards to Respondent's positive drug test for cocaine. Respondent was questioned about the
5 drug test result and additional hair samples were requested. Respondent immediately refused and
6 called his office. Respondent spoke to the Office Coordinator at Barton General Surgery, and
7 stated that a drug test came back positive for cocaine and that he was quitting. Respondent asked
8 the Office Coordinator to transfer his patients to another doctor and cancel a surgery that was
9 already scheduled.

10 C. On February 1, 2018, the investigator from the Board also interviewed other
11 staff members at Barton Memorial Hospital and each of them expressed concerns with
12 Respondent's appearance, demeanor, and behavior at Barton Memorial Hospital.

13 D. On February 5, 2018, the investigator from the Board interviewed the Chief of
14 Staff for Barton Memorial Hospital and acting Chief Medical Officer, who was a member of the
15 Well-Being Committee. She explained that her role was to address clinical concerns from staff,
16 supervise the quality of care provided by physicians, and address concerns about the well-being
17 of physicians at Barton Memorial Hospital. As a member of the Well-Being Committee, she was
18 informed regarding concerns about Respondent's health brought up by office staff. Respondent
19 had lost a lot of weight, became withdrawn, and once vomited in front of a patient. Office staff,
20 including the office coordinator and medical assistants, had to apologize to patients for
21 Respondent's behavior. In addition, the Chief of Staff was informed that staff from the
22 "Med/Surg, and ICU" floor, were concerned about Respondent because he constantly looked tired
23 and disheveled. They also reported that Respondent had lost a lot of weight and had dark circles
24 around his eyes. The nurses and nursing supervisors expressed concerns about opioid abuse.

25 E. On February 15, 2018, investigators from the Board made an unannounced visit
26 to Respondent's residence to conduct a subject interview. Respondent stated he resigned from
27 Barton Memorial Hospital because of a failed drug test. Respondent stated that he is bipolar and
28 suffers from severe depression and anxiety. Respondent also mentioned that he had suicidal

1 thoughts for the last two years. Respondent stated he had suicidal thoughts right before he
2 resigned from Barton Memorial Hospital and the last time he had suicidal thoughts was two
3 weeks before the subject interview. Respondent agreed to undergo a voluntary 820 mental
4 examination. Respondent signed a Voluntary Agreement for Mental Examination and an
5 Authorization for Release of Psychiatric Information form.

6 F. On May 19, 2018, Dr. H.T.² conducted the mental evaluation of Respondent.
7 During the evaluation, Dr. H.T. felt that Respondent was an immediate danger to himself and
8 needed to be admitted to the local hospital pursuant to Section 5150 of the California Welfare &
9 Institutions Code. Dr. H.T. noted his evaluation on a DHCS 1801 Form. A true and correct copy
10 of the DHCS 1801 Form, submitted by Dr. H.T., is attached as Exhibit "4" and incorporated
11 herein by reference as if fully set forth herein. Dr. H.T. is a Board certified psychiatrist, and
12 specializes in Psychiatry and Forensic Psychiatry. Based on Dr. H.T.'s evaluation and review, he
13 formed the opinion that Respondent suffers from psychiatric disorders. Dr. H.T. concluded that
14 the Respondent presently suffers from bipolar disorder and substance use disorder which
15 substantially impairs his ability to safely practice medicine and that the public is in danger if the
16 Respondent is permitted to continue to practice medicine.

17 G. On August 17, 2018, Dr. H.D. wrote a psychiatric report based upon his
18 interview of the Respondent. A true and correct copy of the Respondent's psychiatric report,
19 submitted by Dr. H.D., is attached as Exhibit "5" and incorporated herein by reference as if fully
20 set forth herein. Based on Dr. H.D.'s evaluation and review, he formed the opinion that
21 Respondent suffers from psychiatric disorders. Dr. H.D. concluded that the Respondent presently
22 suffers from bipolar disorder and substance use disorder which substantially impairs his ability to
23 safely practice medicine and that the public is in danger if the Respondent is permitted to
24 continue to practice medicine.

25 ///

26 ///

27 _____
28 ² To protect the privacy of all individuals involved, names have not been included in this
pleading. Respondent is aware of the identity of the individuals referred to herein.

1 **DETERMINATION OF ISSUES**

2 1. Based on the foregoing findings of fact, Respondent Gregory Gene Eyre, M.D., has
3 subjected his Physician's and Surgeon's Certificate No. A 83380 to action and revocation.

4 2. Pursuant to its authority under California Government Code section 11520, and based
5 on the evidence before it, the Board hereby finds that the charges and allegations contained in the
6 Accusation and the Findings of Fact contained in paragraphs 1 through 13, above and each of
7 them, separately and severally, are true and correct.

8 3. Pursuant to its authority under California Government Code section 11520, and by
9 reason of the Findings of Fact contained in paragraphs 1 through 19, above, and Determination of
10 Issues 1 and 2, above, the Board hereby finds that Respondent Gregory Gene Eyre, M.D., has
11 subjected his Physician's and Surgeon's Certificate No. A 83380 to action under California
12 Business and Professions Code sections 118, 2227, 820, 822, in that:

13 (a) His ability to practice medicine safely is impaired due to mental illness and/or
14 physical illness from bipolar disorder and substance abuse disorder.

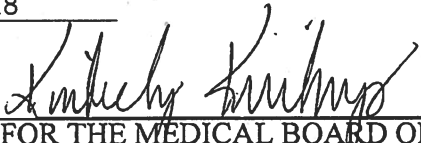
15 **ORDER**

16 IT IS SO ORDERED that Physician's and Surgeon's Certificate No. A 83380, heretofore
17 issued to Respondent Gregory Gene Eyre, M.D., is revoked.

18 Pursuant to Government Code section 11520, subdivision (c), Respondent may serve a
19 written motion requesting that the Decision be vacated and stating the grounds relied on within
20 seven (7) days after service of the Decision on Respondent. The agency in its discretion may
21 vacate the Decision and grant a hearing on a showing of good cause, as defined in the statute.

22 This Decision shall become effective on January 30, 2019 at 5:00 p.m.

23 It is so ORDERED December 31, 2018

24 
25 FOR THE MEDICAL BOARD OF CALIFORNIA
26 DEPARTMENT OF CONSUMER AFFAIRS
27 KIMBERLY KIRCHMEYER
EXECUTIVE DIRECTOR

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EXHIBIT 2

EXHIBIT 2

1 XAVIER BECERRA
Attorney General of California
2 STEVEN D. MUNI
Supervising Deputy Attorney General
3 DEMOND L. PHILSON
Deputy Attorney General
4 State Bar No. 220220
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 210-7548
Facsimile: (916) 327-2247
7 Attorneys for Complainant

FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO Aug 10 20 18
BY [Signature] ANALYST

8
9 **BEFORE THE**
10 **MEDICAL BOARD OF CALIFORNIA**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
12 **STATE OF CALIFORNIA**

13 In the Matter of the Accusation Against:

Case No. 800-2017-037072

14 **Gregory Gene Eyre, M.D.**
1090 Third Street # B
15 South Lake Tahoe, CA 96150

ACCUSATION

16 **Physician's and Surgeon's Certificate**
No. A 83380,

MEDICAL BOARD OF CALIFORNIA
I do hereby certify that this document is a true
and correct copy of the original on file in this
office.

17 Respondent.

[Signature]
Signature

Title

18
19 For the custodian of records
Date 8/10/2018

Complainant alleges:

20 **PARTIES**

21 1. Kimberly Kirchmeyer (Complainant) brings this Accusation solely in her official
22 capacity as the Executive Director of the Medical Board of California, Department of Consumer
23 Affairs (Board).

24 2. On or about June 4, 2003, the Medical Board issued Physician's and Surgeon's
25 Certificate Number A 83380 to Gregory Gene Eyre, M.D. (Respondent). The Physician's and
26 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
27 herein and will expire on June 30, 2019, unless renewed.

28 ///

1 **JURISDICTION**

2 3. This Accusation is brought before the Board, under the authority of the following
3 laws. All section references are to the Business and Professions Code unless otherwise indicated.

4 4. Section 2227 of the Code states:

5 “(a) A licensee whose matter has been heard by an administrative law judge of the Medical
6 Quality Hearing Panel as designated in Section 11371 of the Government Code, or whose default
7 has been entered, and who is found guilty, or who has entered into a stipulation for disciplinary
8 action with the board, may, in accordance with the provisions of this chapter:

9 “(1) Have his or her license revoked upon order of the board.

10 “(2) Have his or her right to practice suspended for a period not to exceed one year upon
11 order of the board.

12 “(3) Be placed on probation and be required to pay the costs of probation monitoring upon
13 order of the board.

14 “(4) Be publicly reprimanded by the board. The public reprimand may include a
15 requirement that the licensee complete relevant educational courses approved by the board.

16 “(5) Have any other action taken in relation to discipline as part of an order of probation, as
17 the board or an administrative law judge may deem proper.

18 “(b) Any matter heard pursuant to subdivision (a), except for warning letters, medical
19 review or advisory conferences, professional competency examinations, continuing education
20 activities, and cost reimbursement associated therewith that are agreed to with the board and
21 successfully completed by the licensee, or other matters made confidential or privileged by
22 existing law, is deemed public, and shall be made available to the public by the board pursuant to
23 Section 803.1.”

24 5. Section 820 of the Code states:

25 “Whenever it appears that any person holding a license, certificate or permit under this
26 division or under any initiative act referred to in this division may be unable to practice his or her
27 profession safely because the licentiate's ability to practice is impaired due to mental illness, or
28 physical illness affecting competency, the licensing agency may order the licentiate to be

1 examined by one or more physicians and surgeons or psychologists designated by the agency.
2 The report of the examiners shall be made available to the licentiate and may be received as direct
3 evidence in proceedings conducted pursuant to Section 822."

4 6. Section 822 of the Code states:

5 "If a licensing agency determines that its licentiate's ability to practice his or her
6 profession safely is impaired because the licentiate is mentally ill, or physically ill affecting
7 competency, the licensing agency may take action by any one of the following methods:

8 "(a) Revoking the licentiate's certificate or license.

9 "(b) Suspending the licentiate's right to practice.

10 "(c) Placing the licentiate on probation.

11 "(d) Taking such other action in relation to the licentiate as the licensing agency in its
12 discretion deems proper.

13 "The licensing section shall not reinstate a revoked or suspended certificate or license until
14 it has received competent evidence of the absence or control of the condition which caused its
15 action and until it is satisfied that with due regard for the public health and safety the person's
16 right to practice his or her profession may be safely reinstated."

17 **CAUSE FOR ACTION**

18 **(Mental Illness and/or Physical Illness Affecting Competency)**

19 7. Respondent is subject to action under section 822 in that his ability to practice
20 medicine safely is impaired due to mental illness and/or physical illness affecting competency.
21 The circumstances are as follows:

22 8. On or about September 26, 2017, the Board's Central Complaint Unit received a
23 report pursuant to Business and Professions Code section 805 from Barton Memorial Hospital in
24 South Lake Tahoe. The report indicated that the privileges of Respondent were relinquished on
25 September 11, 2017, based upon an incident in which Respondent announced he was quitting
26 medicine/surgery and planned to submit a letter of resignation the next day. The report also
27 stated Respondent had been under investigation for several months regarding general concerns
28 about his professional competence or conduct. The investigation was not precipitated by any

1 surgical complications or other issues relating to specific cases. The report stated, on September
2 11, 2017, during a discussion with the Chief of Staff and Chief Medical Officer regarding the
3 course of the investigation, Respondent announced that he was quitting medicine/surgery, and he
4 cancelled his scheduled cases and arranged for the care of his patients to be transferred to another
5 physician. Respondent stated that he planned to submit a letter of resignation the next day, but
6 there were no further communications from Respondent. The report stated further that
7 Respondent's statements and actions on September 11, 2017 had been construed as his
8 resignation from the Medical Staff at Barton Memorial Hospital and relinquishment of clinical
9 privileges.

10 9. On February 1, 2018, an investigator from the Board interviewed the Chief Medical
11 Officer for Barton Memorial Hospital. The Chief Medical Officer stated her role at Barton
12 Memorial Hospital is to help the medical staff and hospital administration communicate back and
13 forth. In regards to Respondent, the Chief Medical Officer was responsible for contacting
14 Respondent and scheduling random drug tests. The Chief Medical Officer explained that
15 Respondent's last drug test came back positive for cocaine. Due to the small sample size taken
16 from Respondent, a phone conference between the Chief Medical Officer and other Barton
17 Memorial Hospital staff members occurred to discuss what the results meant and if a second test
18 was needed. During the phone call, it was confirmed that the sample amount taken was sufficient
19 enough to warrant a positive cocaine result and that a second drug test was needed. The Chief
20 Medical Officer stated she met with Respondent once on September 11, 2017. The meeting was
21 in regards to Respondent's positive drug test for cocaine. Respondent was questioned about the
22 drug test result and additional hair samples were requested. Respondent immediately refused and
23 called his office. Respondent spoke to the Office Coordinator at Barton General Surgery, and
24 stated that a drug test came back positive for cocaine and that he was quitting. Respondent asked
25 the Office Coordinator to transfer his patients to another doctor and cancel a surgery that was
26 already scheduled.

27 ///

28 ///

1 10. On February 1, 2018, the investigator from the Board also interviewed other staff
2 members at Barton Memorial Hospital and each of them expressed concerns with Respondent's
3 appearance, demeanor, and behavior at Barton Memorial Hospital.

4 11. On February 5, 2018, the investigator from the Board interviewed the Chief of Staff
5 for Barton Memorial Hospital and acting Chief Medical Officer, who was a member of the Well-
6 Being Committee. She explained that her role was to address clinical concerns from staff,
7 supervise the quality of care provided by physicians, and address concerns about the well-being
8 of physicians at Barton Memorial Hospital. As a member of the Well-Being Committee, she was
9 informed regarding concerns about Respondent's health brought up by office staff. Respondent
10 had lost a lot of weight, became withdrawn, and once vomited in front of a patient. Office staff,
11 including the office coordinator and medical assistants, had to apologize to patients for
12 Respondent's behavior. In addition, the Chief of Staff was informed that staff from the
13 "Med/Surg, and ICU" floor, were concerned about Respondent because he constantly looked tired
14 and disheveled. They also reported that Respondent had lost a lot of weight and had dark circles
15 around his eyes. The nurses and nursing supervisors expressed concerns about opioid abuse.

16 12. On February 15, 2018, investigators from the Board made an unannounced visit to
17 Respondent's residence to conduct a subject interview. Respondent stated he resigned from
18 Barton Memorial Hospital because of a failed drug test. Respondent stated that he is bipolar and
19 suffers from severe depression and anxiety. Respondent also mentioned that he had suicidal
20 thoughts for the last two years. Respondent stated he had suicidal thoughts right before he
21 resigned from Barton Memorial Hospital and the last time he had suicidal thoughts was two
22 weeks before the subject interview. Respondent agreed to undergo a voluntary 820 mental
23 examination. Respondent signed a Voluntary Agreement for Mental Examination and an
24 Authorization for Release of Psychiatric Information form.

25 13. On May 19, 2018, Dr. H.D. conducted the mental evaluation of Respondent. During
26 the evaluation, Dr. H.D. felt that Respondent was an immediate danger to himself and needed to
27 be admitted to the local hospital pursuant to Section 5150 of the California Welfare & Institutions
28 Code. Dr. H.D. noted his evaluation on a DHCS 1801 Form. Dr. H.D. is a Board certified

1 psychiatrist, and specializes in Psychiatry and Forensic Psychiatry. Based on Dr. H.D.'s
2 evaluation and review, he formed the opinion that Respondent suffers from psychiatric disorders.
3 Dr. H.D. concluded that the Respondent presently suffers from bipolar disorder and substance use
4 disorder which substantially impairs his ability to safely practice medicine and that the public is
5 in danger if the Respondent is permitted to continue to practice medicine.


6 14. Respondent is subject to action under Business and Professions Code section 822 in
7 that his ability to practice medicine safely is impaired due to mental illness and/or physical illness
8 from bipolar disorder and substance abuse disorder.

9 **PRAYER**

10 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
11 and that following the hearing, the Medical Board of California issue a decision:

- 12 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 83380,
13 issued to Gregory Gene Eyre, M.D.;
- 14 2. Revoking, suspending or denying approval of Gregory Gene Eyre, M.D.'s authority to
15 supervise physician assistants and advanced practice nurses;
- 16 3. Ordering Gregory Gene Eyre, M.D., if placed on probation, to pay the Board the costs
17 of probation monitoring; and
- 18 4. Taking such other and further action as deemed necessary and proper.

19
20 DATED: August 10, 2018

21 
22 KIMBERLY KIRCHMEYER
23 Executive Director
24 Medical Board of California
25 Department of Consumer Affairs
26 State of California
27 Complainant

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COUNT I

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

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

5. Pursuant to NRS 630.301(3), any disciplinary action, including, without limitation the revocation, suspension, modification or limitation of a license to practice any type of medicine, taken by another state, among other entities, is grounds for disciplinary action against a licensee.

6. The California Medical Board revocation of Respondent's Physician's & Surgeon's Certificate No. A 83380 on January 30, 2019 constitutes disciplinary action by another state.

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

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

WHEREFORE, the Investigative Committee prays:

1. That the Board give Respondent notice of the charges herein against him and give 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);

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

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

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

DATED this 4 day of June, 2020.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 

Robert Kilroy, Esq., General Counsel
Attorney for the Investigative Committee

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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 4th day of June, 2020.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: M. NEIL DUXBURY
M. Neil Duxbury, Chairman

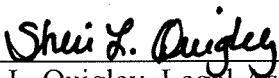
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CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on the 15th day of July, 2020, I served a filed copy of the formal COMPLAINT, via USPS e-certified, return receipt mail to the following:

**Gregory Gene Eyre, M.D.
2158 Jean Avenue
South Lake Tahoe, CA 96150**

Dated this 16th day of July, 2020.



Sheri L. Quigley, Legal Assistant

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 **GREGORY GENE EYRE, M.D.**
8 **Respondent.**

Case No. 20-28184-1

FILED

DEC 21 2020

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: 

9
10 **PROOF OF SERVICE**

11 **AFFIDAVIT OF PUBLICATION**

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OFFICE OF THE GENERAL COUNSEL
Nevada State Board of Medical Examiners
9600 Gateway Drive
Reno, Nevada 89521
(775) 688-2559

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Legal Account

NEVADA STATE BOARD OF MEDICAL EXAMINERS,
9600 GATEWAY DRIVE
RENO, NV 89521
Attn: Dawn

Bailee Liston says:

That (s)he is a legal clerk of the
Tahoe Daily Tribune,
a newspaper published Friday
at South Lake Tahoe, in the State of California.

Copy Line

Case No. 20-28184-1

PO#:

Ad #: 0000622634-01

of which a copy is hereto attached, was published
in said newspaper for the full required period of
4 time(s) commencing on **10/02/2020**,
and ending on **10/23/2020**, all days inclusive.

Signed: Bailee Liston
Date: 10/23/2020 State of Nevada, Carson City

This is an Original Electronic Affidavit.
Price: \$ 371.40

Proof and Statement of Publication

Ad #: 0000622634-01

NEVADA BOARD OF MEDICAL EXAMINERS

**To: Gregory Gene Eyre, M.D., Respondent
Case No. 20-28184-1**

You are hereby notified that the Investigative Committee of the Nevada State Board of Medical Examiners filed a formal complaint against you alleging violations of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC) Chapter 630 (collectively, the Medical Practice Act). The complaint was mailed via USPS e-certified return receipt mail to you at your address of record with the Board: 2158 Jean Ave., South Lake Tahoe, CA 96150. The complaint was returned to the Board as undeliverable.

You are further notified that you may be subject to sanctions enunciated in NRS 630.352, which includes the potential for revocation of your license to practice medicine in the state of Nevada.

In accord with NRS 630.344, if this Complaint cannot be served on Respondent personally, or by registered or certified mail with return receipt requested addressed to the Respondent at his last known address set forth above, and if said notice by mail is returned undelivered, the Board shall cause notice to be published once a week for four consecutive weeks in a newspaper published in Eldorado County, California. Proof of such service or publication of notice must be filed with the Board.

Dated this 24th day of September, 2020

Signed: Robert G. Kilroy, General Counsel and
Attorney for the Investigative Committee
of The Nevada State Board of Medical
Examiners

**Publication: Oct. 2, 9, 16, 25, 2020
AD #0000622634**

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

3 * * * * *

4 **In the Matter of Charges and)**
5 **Complaint Against) Case No. 20-28184-1**
6 **GREGORY GENE EYRE, M.D.,)**
7 **Respondent.)**

8 **ORDER SETTING EARLY CASE CONFERENCE**

9
10 TO: Gregory Gene Eyre, M.D.
11 2158 Jean Avenue
12 South Lake Tahoe, CA 96150
13 Respondent

Early Case Conference: 11:00 a.m.
July 1, 2021

13 Brandee Mooneyhan, J.D.
14 9600 Gateway Drive
15 Reno, Nevada 89521
16 Attorney for the Investigative
17 Committee of the Nevada State
18 Board of Medical Examiners

FILED

MAY 28 2021

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

17 **NOTICE IS HEREBY GIVEN In compliance with NRS 630.339(3)¹, an Early Case**
18 **Conference will be conducted on July 1, 2021, beginning at the hour of 11:00 a.m., in**

19
20
21 ¹ 3. Within 20 days after the filing of the answer, the parties shall hold an early case conference at which the
22 parties and the hearing officer appointed by the Board or a member of the Board must preside. In those
23 instances where the Respondent does not file a response within the time prescribed, the Respondent shall be
24 deemed to have denied generally all of the allegations of the formal complaint and proceed to Order an Early
25 Case Conference. At the Early Case Conference the parties shall in good faith:

26 (a) Set the earliest possible hearing date agreeable to the parties and the hearing officer, panel of the Board or
27 the Board, including the estimated duration of the hearing;

28 (b) Set dates:

- (1) By which all documents must be exchanged;
- (2) By which all prehearing motions and responses thereto must be filed;
- (3) On which to hold the prehearing conference; and
- (4) For any other foreseeable actions may be required for the matter;

(c) Discuss or attempt to resolve all or any portion of the evidentiary and legal issues in the matter;

(d) Discuss the potential settlement of the matter on terms agreeable to the parties; and

(e) Discuss and deliberate any other issues that may facilitate the timely and fair conduct of the matter.

1 the Conference Room at the Offices of the Nevada State Board of Medical Examiners, 9600
2 Gateway Drive, Reno, Nevada.

3 This administrative matter was commenced by virtue the filing of a Complaint against
4 the Respondent on June 10, 2020, which pleading was thereafter attempted to be served
5 upon the Respondent at address of record the Respondent was required to lodge with the
6 Nevada State Board of Examiners and to update that address should any change of residence
7 thereafter occur. The attempts to effectuate personal service failed causing the Investigative
8 Committee to effectuate said service via publication.
9

10 Given the failure of the Respondent to list the current his current address, the Nevada
11 State Board of Medical caused the process in this administrative proceeding to be served on
12 the Respondent via publication in the Tahoe Daily Tribune for the mandated four (4)
13 publication dates.
14

15 The Service via Publication was completed on October 23, 2020, making the Answer,
16 or any other response, from the Respondent due on or before November 12, 2020. The
17 Respondent failed to answer or otherwise respond to the Service of the Complaint via
18 Publication within in the time frame established for such actions.
19

20 As of the present time no Answer or other response has been filed and served in this
21 matter by the Respondent nor has the Respondent advised the Nevada State Board of
22 Medical Examiners or its Investigative Committees of his current address or other contract
23 information.
24

25 Given the lack of any response on the part of the Respondent, this matter is ready for
26 the scheduling of an Early Case Conference, which matter is hereby scheduled to commence
27
28

1 at 11:00 O'clock a.m. on July 1, 2021, which proceeding shall include the selection of the
2 date for the Pre-Hearing Conference and Hearing.

3 Given the past history of the Respondent, this Notice of the scheduling of the Early
4 Case Conference is being sent via mail to the Respondent's last known address on file with
5 the regulatory authorities.
6

7 At the time scheduled for the Early Case Conference the Respondent and/or
8 Respondent's legal counsel, may participate in the Early Case Conference via the telephone
9 if prior arrangements are made by Respondent or his legal counsel and legal counsel for the
10 Investigative Committee.

11 It is further ordered that the attorney for the Investigative Committee and the
12 Respondent or the Respondent's legal counsel, if any, shall keep the undersigned Hearing
13 Officer advised of each issue which has been resolved by negotiation or stipulation, if any,
14 and provide at the Pre-Hearing Conference an estimate, to the nearest hour, of the time
15 required for the presentation of their respective cases.
16

17 DATED this 28TH day of May 2021.

18 

19 PATRICK D. DOLAN, ESQ., Hearing Officer
20 Nevada State Board of Medical Examiners
21 7980 Meadow Vista Court
22 Reno, Nevada 89511-1027
23 (775) 722-3656
lawyerpoppy@sbcglobal.net

24 **CERTIFICATE OF MAILING**
25
26
27
28


1 I certify that on this day I personally mailed via USPS, e-certified return receipt,
2 postage prepaid, at Reno, Nevada, a true copy of the foregoing Order Setting Early Case

3 Conference addressed to:

4 Gregory Gene Eyre, M.D.
5 2158 Jean Avenue
6 South Lake Tahoe, CA 96150

7 Brandee Mooneyhan, J.D.
8 9600 Gateway Drive
9 Reno, Nevada 89521
10 Attorney for the Investigative
11 Committee of the Nevada State
12 Board of Medical Examiners

13 , DATED this 28th day of May 2021.

14 
15 Mercedes Fuentes
16 Legal Assistant
17 Nevada State Board of Medical Examiners
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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. 20-28184-1

6 **Against:**

FILED

7 **GREGORY GENE EYRE, M.D.,**

JUN 21 2021

8 **Respondent.**

**NEVADA STATE BOARD OF
MEDICAL EXAMINERS**


By: 

9
10 **PROOF OF SERVICE**

11 I, Mercedes Fuentes, Legal Assistant for the Nevada State Board of Medical Examiners,
12 hereby certify that on May 28, 2021, I mailed by USPS Certified Mail No.
13 9171969009350255618637, a filed-stamped copy of the **ORDER SETTING EARLY CASE**
14 **CONFERENCE** to the following recipient(s):

15 **Gregory Gene Eyre, M.D.**
16 **2158 Jean Avenue**
17 **South Lake Tahoe, CA 96150**
Respondent

18 and on June 14, 2021, via Fed Ex, Tracking No. 773994427515 to:

19 **Gregory Gene Eyre, M.D.**
20 
21 **Grand Rapids, MI 49505**
Respondent

22 Additionally, the following parties were served via electronic mail, a filed-stamped copy of
23 the same:

24 **Patrick Dolan, Esq.**
lawyerpoppy@sbcglobal.net
25 *Hearing Officer*

Brandee Mooneyhan, J.D.
mooneyhanb@medboard.nv.gov
Deputy General Counsel

26 DATED this 21st day of June, 2021.

27
28 

MERCEDES FUENTES
Legal Assistant

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INDEX OF EXHIBITS

NO.	NAME	NO. OF PAGES
1.	USPS Tracking for 9171 9690 0935 0255 6186 37	2
2.	Returned Envelope for 9171 9690 0935 0255 6186 37	1
3.	Fed Ex Tracking and Delivery for 7739 9442 7515	2
4.	Proof of Electronic Service by Email to Patrick Dolan and Brandee Mooneyhan	2

EXHIBIT 1

EXHIBIT 1

Track Another Package +

Tracking Number: 9171969009350255618637

[Remove X](#)

Your package is moving within the USPS network and is on track to be delivered to its final destination. It is currently in transit to the next facility.

In Transit to Next Facility

June 19, 2021

Get Updates ✓

Feedback

Text & Email Updates



Return Receipt Electronic



Tracking History



June 19, 2021

In Transit to Next Facility

Your package is moving within the USPS network and is on track to be delivered to its final destination. It is currently in transit to the next facility.

June 15, 2021, 8:17 pm

Departed USPS Regional Facility

RENO NV DISTRIBUTION CENTER

Reminder to Schedule Redelivery of your item

June 1, 2021, 2:06 pm

Notice Left (No Authorized Recipient Available)
SOUTH LAKE TAHOE, CA 96150

May 28, 2021, 10:53 pm

Arrived at USPS Regional Origin Facility
RENO NV DISTRIBUTION CENTER

May 28, 2021, 6:38 pm

Departed Post Office
RENO, NV 89510

May 28, 2021, 6:18 pm

Acceptance
RENO, NV 89510

Feedback

Product Information



See Less ^

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

FAQs

EXHIBIT 2

EXHIBIT 2

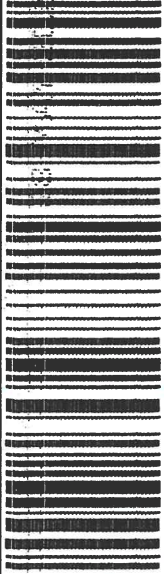
NEVADA STATE BOARD
OF MEDICAL EXAMINERS

9600 Gateway Drive
Reno, Nevada 89521



Up 6/11

CERTIFIED MAIL™



9171 9690 0935 0255 6186 37

GREGORY GENE FYRE, M.D.
2158 Jean Avenue
South Lake Tahoe CA 96150

NIXIE 893 SE 1 2205/14/21

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

89521>8953

BC: 89521895300

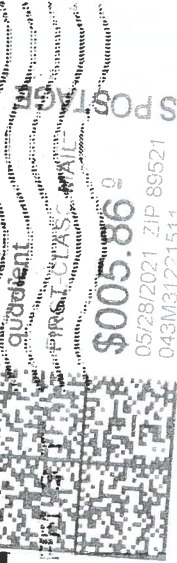
*2556-00852-28-40



\$005.86⁰

05/28/2021 ZIP 89521
043M31221511

PRST CLAS MAIL



US POSTAGE

EXHIBIT 3

EXHIBIT 3



TRACK ANOTHER SHIPMENT

773994427515

ADD NICKNAME



Delivered
Sunday, June 20, 2021 at 11:47 am



DELIVERED

Signed for by: GERYE

GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

Adult signature required ?

FROM

Reno, NV US

TO

Grand Rapids, MI US

Travel History

TIME ZONE
Local Scan Time



Sunday, June 20, 2021

11:47 AM	Grand Rapids, MI	Delivered
6:40 AM	GRAND RAPIDS, MI	On FedEx vehicle for delivery
6:17 AM	GRAND RAPIDS, MI	At local FedEx facility
1:33 AM	CHICAGO, IL	Departed FedEx location

Saturday, June 19, 2021

3:13 PM	CHICAGO, IL	Arrived at FedEx location
---------	-------------	---------------------------

Wednesday, June 16, 2021

1:32 AM	SPARKS, NV	Left FedEx origin facility
---------	------------	----------------------------

Tuesday, June 15, 2021

6/21/2021

Detailed Tracking

7:58 PM SPARKS, NV Arrived at FedEx location
3:02 PM SPARKS, NV Picked up

Monday, June 14, 2021

1:55 PM Shipment information sent to FedEx

Shipment Facts

TRACKING NUMBER

773994427515

SERVICE

FedEx Home Delivery

WEIGHT

1 lbs / 0.45 kgs

TOTAL PIECES

1

TERMS

Shipper

PACKAGING

Package

SPECIAL HANDLING SECTION

Adult Signature Required

SHIP DATE

6/15/21 ?

SIGNATURE SERVICES

Adult signature required ?

STANDARD TRANSIT

6/21/21 ?

ACTUAL DELIVERY

6/20/21 at 11:47 am ?

EXHIBIT 4

EXHIBIT 4

Mercedes Fuentes

From: Patrick Dolan <lawyerpoppy@sbcglobal.net>
Sent: Wednesday, June 02, 2021 2:16 PM
To: Mercedes Fuentes
Subject: Re: Eyre - 20-28184-1

Yes, I have received a filed stamped copy of the Notice.

Sent from my iPhone

On Jun 2, 2021, at 11:57 AM, Mercedes Fuentes <fuentesm@medboard.nv.gov> wrote:

Good Afternoon Mr. Dolan,

Can you please confirm that you are in receipt of the file-stamped copy via email, I am in need of completing a Proof of Service for serving all parties.

Thank you,

Mercedes Fuentes

Legal Assistant to Sarah A. Bradley, Deputy Executive Director
Legal Assistant to Aaron B. Fricke, Senior Deputy General Counsel
Legal Assistant to Brandee M. Mooneyhan, Deputy General Counsel
Nevada State Board of Medical Examiners
9600 Gateway Drive, Reno, NV 89521
Tel: (775) 324-9380
Fax: (775) 688-2321
fuentesm@medboard.nv.gov

<image003.png>

**CONFIDENTIALITY NOTICE: The contents of this email message and any attachments are intended solely for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this message or their agent, or if this message has been addressed to you in error, please immediately alert the sender by reply email and then delete this message and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or storage of this message or its attachments is strictly prohibited.*

From: Mercedes Fuentes
Sent: Friday, May 28, 2021 2:27 PM
To: 'lawyerpoppy@sbcglobal.net' <lawyerpoppy@sbcglobal.net>; Brandee Mooneyhan <mooneyhanb@medboard.nv.gov>
Subject: Eyre - 20-28184-1

Good Afternoon,

Please see the attached courtesy copy of the file stamped **ORDER SETTING EARLY CASE CONFERENCE**, in the matter of charges and complaint against **GREGORY GENE EYRE, M.D., Case No. 20-28184-1**. Should you have any questions or concerns or require an original copy sent to your office, please let me know, otherwise please confirm you are in receipt.

Respectfully,

Mercedes Fuentes

Legal Assistant to Sarah A. Bradley, Deputy Executive Director
Legal Assistant to Aaron B. Fricke, Senior Deputy General Counsel
Legal Assistant to Brandee M. Mooneyhan, Deputy General Counsel
Nevada State Board of Medical Examiners
9600 Gateway Drive, Reno, NV 89521
Tel: (775) 324-9380
Fax: (775) 688-2321
fuentesm@medboard.nv.gov

<image001.png>

**CONFIDENTIALITY NOTICE: The contents of this email message and any attachments are intended solely for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this message or their agent, or if this message has been addressed to you in error, please immediately alert the sender by reply email and then delete this message and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or storage of this message or its attachments is strictly prohibited.*

<003 - Order Setting Early Case Conference.pdf>

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

3 * * * * *

4 **In the Matter of Charges and)**
5 **Complaint Against)** **Case No. 20-28184-1**
6 **GREGORY GENE EYRE, M.D.,)**
7 **Respondent. _____)**

8 **ORDER RESCHEDULING EARLY CASE CONFERENCE**

9
10 **TO: Gregory Gene Eyre, M.D.**
11 2158 Jean Avenue
12 South Lake Tahoe, CA 96150
13 Respondent

Early Case Conference: 10:30 a.m.
October 13, 2021

13 Brandee Mooneyhan, J.D.
14 9600 Gateway Drive
15 Reno, Nevada 89521
16 Attorney for the Investigative
 Committee of the Nevada State
 Board of Medical Examiners

FILED

AUG 06 2021

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

17 NOTICE IS HEREBY GIVEN that the Early Case Conference which was previously
18 scheduled for July 1, 2021 and was subsequently vacated at the request of the Respondent.
19 In granting the request the parties were advised of the Hearing Officer's currently open
20 calendar dates. In so advising, the parties were requested to confer as to their availability to
21 attend the proceeding on one of those suggested dates. The parties were further directed to
22 discuss other available dates and to contact the Hearing Officer in regard to those available
23 dates in order than the matter could be scheduled. to date could then be confirmed by the
24 Hearing Officer and scheduled on the calendars of all parties.
25
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1 I was subsequently advised a legal assistant at the Nevada State Board of Medical
2 Examiners that her attempts to contact the Respondent at the telephone number and email
3 address provided by the Respondent¹ to the Nevada State Board of Medical Examiners
4 pursuant to its licensing requirements has not resulted in any response to any messages sent
5 to the Respondent seeking to respond to the efforts of the staff to discuss rescheduling the
6 Early Case Conference.
7

8 Upon learning of these failed efforts, the undersigned Hearing Officer attempted
9 to contact the Respondent at the physical address, email address and telephone number
10 provided by the Respondent.
11

12 No response has been received by the Hearing Officer in response to any of these
13 attempts to contract him.

14 Based on that lack of any response from the Respondent to the messages from
15 the Hearing Officer and the representatives of the Nevada State Board of Medical
16 Examiners, the parties are hereby advised that the Hearing Officer has scheduled the Early
17 Case Conference on October 13, 2021, beginning at the hour of 10:30 a.m., in the
18 Conference Room at the Offices of the Nevada State Board of Medical Examiners, 9600
19 Gateway Drive, Reno, Nevada.²
20

21 As both parties should well know this administrative matter was commenced by virtue
22 the filing of a Complaint against the Respondent on June 10, 2020, which pleading was
23

24 ¹ Among the various licensing requirements established by the Nevada State Board of Medical Examiners is the
25 requirement that all licensees provide, and timely update, their contract information in order to allow communication
26 via telephone, email or regular mail.
27
28

1 thereafter attempted to be served upon the Respondent at the address of record the
2 Respondent was required to lodge with the Nevada State Board of Examiners and to update
3 should any change of residence thereafter occur. The attempts to effectuate personal service
4 failed causing the Investigative Committee to effectuate said service via publication.

5 Given the failure of the Respondent to list the current his current address, the Nevada
6 State Board of Medical caused the process in this administrative proceeding to be served on
7 the Respondent via publication in the Tahoe Daily Tribune for the mandated four (4)
8 publication dates.
9

10 The Service via Publication was completed on October 23, 2020, making the Answer,
11 or any other response, from the Respondent due on or before November 12, 2020. The
12 Respondent failed to answer or otherwise respond to the Service of the Complaint via
13 Publication within in the time frame established for such actions.
14

15 As of the present time no Answer or other response has been filed and served in this
16 matter by the Respondent nor has the Respondent advised the Nevada State Board of
17 Medical Examiners or its Investigative Committees of his current address or other contract
18 information.
19

20 Given the continuing lack of any response on the part of the Respondent to the various
21 requests to reschedule the Early Case Conference, this matter is ready for the scheduling of
22 an Early Case Conference, which matter is hereby rescheduled to commence at 10:30
23 0'clock a.m. on October 13, 2021, which proceeding shall include the selection of the date
24 for the Pre-Hearing Conference and Hearing.
25
26
27
28

1 Given the past history of the Respondent, this Notice of the scheduling of the Early
2 Case Conference is being sent via mail to the Respondent's last known address on file with
3 the regulatory authorities.

4 At the time scheduled for the Early Case Conference the Respondent and/or
5 Respondent's legal counsel, may participate in the Early Case Conference via the telephone
6 if prior arrangements are made by Respondent or his legal counsel with legal counsel for the
7 Investigative Committee. Should the Respondent or any representative of the Respondent
8 fail to appear at the time fixed for the Early Case Conference, the Early Case Conference
9 will be continue without his, or his representative's, participation.
10

11 At the Early Case Conference the time and date of the Pre-Hearing Conference and
12 Hearing will be established with the parties notified accordingly.
13

14 It is further ordered that the attorney for the Investigative Committee and the
15 Respondent or the Respondent's legal counsel, if any, shall keep the undersigned Hearing
16 Officer advised of each issue which has been resolved by negotiation or stipulation, if any,
17 and provide at the Pre-Hearing Conference an estimate, to the nearest hour, of the time
18 required for the presentation of their respective cases.
19

20 DATED this 5TH day of August 2021.

21 *Patrick D. Dolan*

22 PATRICK D. DOLAN, ESQ., Hearing Officer
23 Nevada State Board of Medical Examiners
24 7980 Meadow Vista Court
25 Reno, Nevada 89511-1027
26 (775) 722-3656
27 lawyerpoppy@sbcglobal.net
28

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CERTIFICATE OF SERVICE

I hereby certify that I am employed by the Nevada State Board of Medical Examiners and that on the 6th day of August, 2021, I served a file-stamped copy of the foregoing **ORDER RESCHEDULING EARLY CASE CONFERENCE**, via U.S. Certified Mail, with a courtesy copy by electronic mail, to the following parties:

GREGORY GENE EYRE, M.D.

Grand Rapids, MI 49505


Certified Mail Receipt No.: 9171 9690 0935 0255 6179 82
Respondent

Additionally, I served by electronic mail, file-stamped copies of the same to:

BRANDEE MOONEYHAN, J.D.
mooneyhanb@medboard.nv.gov
Deputy General Counsel

PATRICK DOLAN, ESQ.
lawyerpoppy@sbcglobal.net
Hearing Officer

DATED this 6th day of August, 2021.



MERCEDES FUENTES
Legal Assistant
Nevada State Board of Medical Examiners


OFFICE OF THE GENERAL COUNSEL
Nevada State Board of Medical Examiners
9600 Gateway Drive
Reno, Nevada 89521
(775) 688-2559

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

* * * * *


In the Matter of Charges and Complaint
Against:
GREGORY GENE EYRE, M.D.,
Respondent.

Case No. 20-28184-1

FILED
AUG 12 2021
NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

PROOF OF SERVICE

I, Mercedes Fuentes, Legal Assistant for the Nevada State Board of Medical Examiners, hereby certify that on August 6, 2021, I mailed by USPS Certified Mail No. 9171969009350255617982, a filed-stamped copy of the **ORDER RESCHEDULING EARLY CASE CONFERENCE** to the following recipient(s):

Gregory Gene Eyre, M.D.

Grand Rapids, MI 49505
Respondent

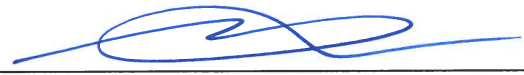
Additionally, the following parties were served via electronic mail, a filed-stamped copy of the same:

Patrick Dolan, Esq.
lawyerpoppy@sbcglobal.net
Hearing Officer

Brandee Mooneyhan, J.D.
mooneyhanb@medboard.nv.gov
Deputy General Counsel

Proof of delivery of the Order Rescheduling Early Case Conference to Respondent is attached hereto as Exhibit 1.

DATED this 12th day of August, 2021.



MERCEDES FUENTES
Legal Assistant
Nevada State Board of Medical Examiners

EXHIBIT 1

EXHIBIT 1



August 12, 2021

Dear Mercedes Fuentes:

The following is in response to your request for proof of delivery on your item with the tracking number:
9171 9690 0935 0255 6179 82.

Item Details

Status:	Delivered, Left with Individual
Status Date / Time:	August 10, 2021, 4:34 pm
Location:	GRAND RAPIDS, MI 49505
Postal Product:	First-Class Mail®
Extra Services:	Certified Mail™ Return Receipt Electronic

Recipient Signature

Signature of Recipient:	
Address of Recipient:	

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,
United States Postal Service®
475 L'Enfant Plaza SW
Washington, D.C. 20260-0004

Track Another Package +

Tracking Number: 9171969009350255617982

Remove X

Your item was delivered to an individual at the address at 4:34 pm on August 10, 2021 in GRAND RAPIDS, MI 49505.

Delivered, Left with Individual

August 10, 2021 at 4:34 pm
GRAND RAPIDS, MI 49505

Feedback

Get Updates 

Text & Email Updates 

Return Receipt Electronic 

Tracking History 

August 10, 2021, 4:34 pm

Delivered, Left with Individual

GRAND RAPIDS, MI 49505

Your item was delivered to an individual at the address at 4:34 pm on August 10, 2021 in GRAND RAPIDS, MI 49505.

August 10, 2021, 6:40 am

Out for Delivery

GRAND RAPIDS, MI 49505

August 10, 2021, 6:29 am

Arrived at Post Office
GRAND RAPIDS, MI 49505

August 9, 2021, 11:12 pm

Departed USPS Regional Destination Facility
GRAND RAPIDS MI DISTRIBUTION CENTER ANNEX

August 9, 2021, 9:44 am

Arrived at USPS Regional Destination Facility
GRAND RAPIDS MI DISTRIBUTION CENTER ANNEX

August 8, 2021

In Transit to Next Facility

August 6, 2021, 10:29 pm

Arrived at USPS Regional Origin Facility
RENO NV DISTRIBUTION CENTER

August 6, 2021, 9:14 pm

Accepted at USPS Origin Facility
RENO, NV 89521

Feedback

Product Information



See Less ^

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

FAQs

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

4 * * * * *

5 **In the Matter of Charges and) Case No. 20-28184-1**
6 **Complaint Against)**
7 **GREGORY GENE EYRE, M.D.)**
8 **Respondent.)**

FILED

OCT 14 2021

**NEVADA STATE BOARD OF
MEDICAL EXAMINERS**

By: 

10
11 **ORDER SCHEDULING PRE-HEARING CONFERENCE**
12 **AND EXCHANGE OF REQUIRED INFORMATION**
13 **AND DOCUMENTATION AND HEARING**

14 TO: Gregory Gene Eyre, M.D.
15 In Propria Persona
16 2158 Jean Avenue
17 South Lake Tahoe, CA 96150

Pre-Hearing Statements Due
9:00 a.m.
November 9, 2021

18 and

Hearing
9:30 a.m.
November 16, 2021

19 Brandee Mooneyhan, J.D.
20 9600 Gateway Drive
21 Reno, NV 89521
22 Attorney for the Investigative
23 Committee of the Nevada State
Board of Medical Examiners

24 Despite being duly noticed of the Early Case Conference the Respondent failed to appear
25 at the time scheduled for that proceeding. Legal Counsel for the Investigative Committee
26 appearing at the time set for the Early Case Conference.
27
28

1 After discussion of the failure of the Respondent for the Early Case Conference despite
2 being advised of the date and time of that proceeding, legal counsel for the Investigative
3 Committee and the undersigned Hearing Officer discussed their available dates for conducting
4 the Pre-Hearing Conference and the deadline for the submission of the parties' Pre-Hearing
5 Statements.

6
7 Based on that discussion, the **Pre-Hearing Conference is hereby scheduled for**
8 **Tuesday, November 9, 2021 beginning at 9:00 A.M.,** in the Conference Room at the Office of
9 the Nevada State Board of Medical Examiners, 9600 Gateway Drive, Reno, Nevada 89521. Said
10 conference, to be attended by the parties in person or by legal counsel,

11
12 Based on that discussion each party is required to file with the undersigned
13 Administrative Hearing Officer and to the other representative of record as set-forth
14 hereinabove a copy of the list of witnesses each party intends to call to testify, including
15 therewith, the qualifications of each witness so identified, a summary of the testimony of
16 each such witness and a copy of all evidence, except rebuttal evidence, a party intends to
17 utilize during the course of the Hearing in this case.

18
19 The parties are hereby advised that if a witness is not on the list of witnesses that such
20 witness may not be allowed to testify at the hearing unless good cause is shown for omitting
21 the witness from said list.¹ In addition, any evidence, except rebuttal evidence, which is not
22 provided by either party to the other party to these proceedings on or before the November
23

24
25 ¹ In identifying a patient as a witness the parties are cautioned to omit from any pleadings
26 filed with the undersigned administrative hearing officer any address, telephone number,
27 social security number or any other personal information regarding such individual and to
28 confine their submissions in this regard to the name of the witness, qualifications for the
relevancy of any testimony sought to be elicited from that witness and a summary of the
anticipated testimony.

1 16, 2021 deadline may also not be introduced at the Hearing scheduled based on the failure
2 to identify said evidence and produce a copy of the same by said deadline unless good cause
3 is shown for the failure of a party to these proceedings to identify and provide a copy of said
4 evidence by the date set forth in Order for the identification and exchange of such evidence.

5 It is further hereby ordered that the contested-case hearing in this matter shall be, and
6 the same hereby is, scheduled to commence at 9:30 o'clock a.m. on Tuesday, November 16,
7 2021 in the Conference Room of the Nevada State Board of Medical Examiners, 9600
8 Gateway Drive, Reno, Nevada 89521. Said hearing shall thereafter continue from day to
9 day until concluded or continued to a later date.
10

11 It is finally hereby ordered that the attorneys for the Nevada State Board of Medical
12 Examiners and the Respondent shall timely keep the undersigned Administrative Hearing
13 Officer advised of each issue that has been resolved by negotiation or stipulation.
14

15 DATED this 13TH day of October 2021

16 

17 PATRICK D. DOLAN, ESQ., Hearing Officer
18 Nevada State Board of Medical Examiners
19 7980 Meadow Vista Court
20 Reno, Nevada 89511-1027
21 lawyerpoppy@sbcglobal.net
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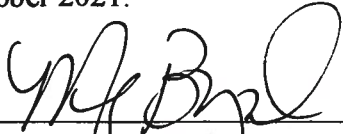
CERTIFICATE OF MAILING

I hereby certify that I am an employed by the Nevada State Board of Medical Examiner and that on the 14th day of October, 2021, I served a filed copy of the Order Scheduling Pre-Hearing Conference and Exchange of Required Information and Documentation , via USPS e-certified, return receipt mail to the following:

Gregory Gene Eyre, M.D.
2158 Jean Avenue
South Lake Tahoe, CA 96150

9171 9690 0935 0252 1575 11

DATED this 14th day of October 2021.



Legal Assistant

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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. 20-28184-1

6 **Against:**

FILED

7 **GREGORY GENE EYRE, M.D.,**

NOV 12 2021

8 **Respondent.**

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: 

9
10 **PREHEARING CONFERENCE STATEMENT OF THE INVESTIGATIVE**
11 **COMMITTEE OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS**

12 The Investigative Committee (IC) of the Nevada State Board of Medical Examiners
13 (Board) submits the following Prehearing Conference Statement in accordance with NAC 630.465
14 and the Hearing Officer's **ORDER SCHEDULING PRE-HEARING CONFERENCE**, filed on
15 October 14, 2021.

16 **I. LIST OF WITNESSES**

17 The IC of the Board lists the following witnesses whom it may call at the hearing on the
18 charges in the Complaint against Respondent filed herein:

- 19 a. Libi Anders, Investigator
20 Nevada State Board of Medical Examiners
21 9600 Gateway Drive
22 Reno, NV 89501

23 Ms. Anders is expected to verify documentary evidence obtained during the investigation
24 of this case and testify regarding the investigation of this matter.

- 25 b. Gregory Gene Eyre, M.D., Respondent.

26 Dr. Eyre is expected to testify as to his conduct and to respond to the allegations in the
27 Complaint.

28 ///

///

1 c. All witnesses identified by Respondent in his prehearing conference statement
2 and/or in any subsequent amended, revised or supplemental prehearing conference statement, or
3 list of witnesses disclosed by Respondent of persons he may call to testify at the hearing herein.

4 **II. LIST OF EXHIBITS**

5 The IC of the Board lists the following exhibits that it may introduce at the hearing on the
6 charges and formal Complaint against the Respondent. Additionally, the IC of the Board reserves
7 the right to rely on all exhibits listed in Respondent's prehearing conference statement and any
8 supplement and/or amendment thereof.

9 EXHIBIT NO.	DESCRIPTION	BATES RANGE (NSBME)
10 1	Certified Copy of Default Decision and Order of the Medical Board of California, dated December 31, 2018	001-008
11 2	Certified Copy of Accusation filed by the Medical Board of California on August 10, 2018	009-014

12 DATED this 12th day of November, 2021.

13 INVESTIGATIVE COMMITTEE OF THE
14 NEVADA STATE BOARD OF MEDICAL EXAMINERS

15 By: Brandee Mooneyhan

16 BRANDEE MOONEYHAN, J.D.
17 Deputy General Counsel
18 9600 Gateway Drive
19 Reno, NV 89521
20 Tel: (775) 688-2559
21 Email: mooneyhanb@medboard.nv.gov
22 *Attorney for the Investigative Committee*
23
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CERTIFICATE OF SERVICE

I hereby certify that I am employed by the Nevada State Board of Medical Examiners and that on the 12th day of November, 2021, I served a file-stamped copy of the foregoing **PREHEARING CONFERENCE STATEMENT OF THE INVESTIGATIVE COMMITTEE OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS**, as well as required disclosure of documents, via Fed Ex Priority Mail, with a courtesy copy by electronic mail, to the following parties:

GREGORY GENE EYRE, M.D.

Grand Rapids, MI 49505
Tracking No.: 7752 0153 8625
Respondent

Additionally, I served by electronic mail, file-stamped copies of the same to:

PATRICK DOLAN, ESQ.
lawyerpoppy@sbcglobal.net
Hearing Officer

DATED this 12th day of November, 2021.



MERCEDES FUENTES
Legal Assistant
Nevada State Board of Medical Examiners

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. 20-28184-1

6 **Against:**

7 **GREGORY GENE EYRE, M.D.,**

8 **Respondent.**

FILED

NOV 15 2021

**NEVADA STATE BOARD OF
MEDICAL EXAMINERS**

By: 

9
10 **PROOF OF SERVICE**

11 I, Mercedes Fuentes, Legal Assistant for the Nevada State Board of Medical Examiners,
12 hereby certify that on November 12, 2021, I mailed by Fed Ex Priority, Tracking No.
13 775201538625, a filed-stamped copy of the **PREHEARING CONFERENCE STATEMENT OF**
14 **THE INVESTIGATIVE COMMITTEE OF THE NEVADA STATE BOARD OF MEDICAL**
15 **EXAMINERS** to the following recipient(s):

16 **GREGORY GENE EYRE, M.D.**

17 
Grand Rapids, MI 49505

18 *Respondent*

19 Additionally, the following parties were served via electronic mail, a filed-stamped copy of
20 the same:

21 **Patrick Dolan, Esq.**
lawyerpoppy@sbcglobal.net
22 *Hearing Officer*

Brandee Mooneyhan, J.D.
mooneyhanb@medboard.nv.gov
23 *Deputy General Counsel*

24 DATED this 15th day of November, 2021.

25 
26 **MERCEDES FUENTES**
Legal Assistant
Nevada State Board of Medical Examiners

EXHIBIT 1

EXHIBIT 1



TRACK ANOTHER SHIPMENT

775201538625



ADD NICKNAME

Delivered
Saturday, 11/13/2021 at 7:30 am



DELIVERED

Signature not required

GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

FROM

Reno, NV US

TO

GRAND RAPIDS, MI US

MANAGE DELIVERY

Travel History

TIME ZONE

Local Scan Time

Saturday, November 13, 2021

7:30 AM	GRAND RAPIDS, MI	Delivered Package delivered to recipient address - release authorized
7:01 AM	KENTWOOD, MI	At local FedEx facility
7:01 AM	KENTWOOD, MI	On FedEx vehicle for delivery
6:22 AM	GRAND RAPIDS, MI	At destination sort facility
3:51 AM	MEMPHIS, TN	Departed FedEx hub
12:23 AM	MEMPHIS, TN	Arrived at FedEx hub

Friday, November 12, 2021

4:04 PM	RENO, NV	Picked up
4:10 PM		Shipment information sent to FedEx

Expand History 

Shipment Facts

TRACKING NUMBER

775201538625

SERVICE

FedEx First Overnight

WEIGHT

0.5 lbs / 0.23 kgs

DELIVERED TO

Residence

TOTAL PIECES

1

TOTAL SHIPMENT WEIGHT

0.5 lbs / 0.23 kgs

TERMS

Shipper


PACKAGING

FedEx Envelope

SPECIAL HANDLING SECTION

Saturday Delivery, Residential Delivery

SHIP DATE

11/12/21 

ACTUAL DELIVERY

11/13/21 at 7:30 am

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

* * * * *

In the Matter of Charges and Complaint

Case No. 20-28184-1

Against:

GREGORY GENE EYRE, M.D.,

Respondent.

FILED

NOV 16 2021

**NEVADA STATE BOARD OF
MEDICAL EXAMINERS**


By: 

PROOF OF SERVICE

I, Mercedes Fuentes, Legal Assistant for the Nevada State Board of Medical Examiners, hereby certify and assert the following:

On October 14, 2021, Meg Byrd, Legal Assistant for the Nevada State Board of Medical Examiners, placed by USPS Certified Mail No. 9171969009350252157511, a filed-stamped copy of the **ORDER SCHEDULING PRE-HEARING CONFERENCE AND EXCHANGE OF REQUIRED INFORMATION AND DOCUMENTATION AND HEARING** to the Respondents last reported address to the Board at 2158 Jean Avenue, South Lake Tahoe, CA 96150. Parcel was attempted to be delivered on October 16, 2021. *See Exhibit 1.*

On November 8, 2021, Deputy General Counsel, Brandee Mooneyhan, J.D., sent a copy of the filling by email to Respondent, and informed him of the time and date of the scheduled Pre-Hearing Conference.

On November 9, 2021, I placed a copy of the same to be mailed out via Fed Ex Priority 2 Day Mail, Tracking No. 775159602755, to  Grand Rapids, MI 49505, and was delivered on November 16, 2021. *See Exhibit 2.*


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Additionally the following parties were served via electronic mail, a filed-stamped copy of the same:

Patrick Dolan, Esq.
lawyerpoppy@sbcglobal.net
Hearing Officer

DATED this 16th day of November, 2021.



MERCEDES FUENTES
Legal Assistant
Nevada State Board of Medical Examiners

EXHIBIT 1

EXHIBIT 1

Track Another Package +

Tracking Number: 9171969009350252157511

[Remove X](#)

We attempted to deliver your package at 9:44 am on October 16, 2021 in SOUTH LAKE TAHOE, CA 96150 but could not access the delivery location. We will redeliver on the next business day.

Delivery Attempted - No Access to Delivery Location

October 16, 2021 at 9:44 am
SOUTH LAKE TAHOE, CA 96150

Feedback

Get Updates ✓

Text & Email Updates



Return Receipt Electronic



Tracking History



October 16, 2021, 9:44 am

Delivery Attempted - No Access to Delivery Location
SOUTH LAKE TAHOE, CA 96150

We attempted to deliver your package at 9:44 am on October 16, 2021 in SOUTH LAKE TAHOE, CA 96150 but could not access the delivery location. We will redeliver on the next business day.

October 15, 2021, 5:26 pm

Departed USPS Regional Facility
RENO NV DISTRIBUTION CENTER

October 14, 2021, 9:08 pm
Arrived at USPS Regional Facility
RENO NV DISTRIBUTION CENTER

October 14, 2021, 7:53 pm
Accepted at USPS Origin Facility
RENO, NV 89521

Product Information



See Less ^

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

FAQs

Feedback

EXHIBIT 2

EXHIBIT 2



TRACK ANOTHER SHIPMENT

775159602755



ADD NICKNAME

Delivered
Tuesday, 11/16/2021 at 12:52 pm



DELIVERED

Signature not required

GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

FROM

Reno, NV US

TO

GRAND RAPIDS, MI US

MANAGE DELIVERY

Travel History

TIME ZONE

Local Scan Time

Tuesday, November 16, 2021

12:52 PM	GRAND RAPIDS, MI	Delivered Package delivered to recipient address - release authorized
8:29 AM	KENTWOOD, MI	At local FedEx facility
8:29 AM	KENTWOOD, MI	On FedEx vehicle for delivery
7:10 AM	KENTWOOD, MI	At local FedEx facility

Monday, November 15, 2021

10:44 AM	KENTWOOD, MI	At local FedEx facility
5:53 AM	KENTWOOD, MI	At local FedEx facility

Saturday, November 13, 2021

11/16/21, 10:41 AM

Detailed Tracking

7:34 AM GRAND RAPIDS, MI At destination sort facility

Friday, November 12, 2021

6:06 AM MEMPHIS, TN In transit

5:21 AM MEMPHIS, TN In transit

Thursday, November 11, 2021

4:50 PM RENO, NV Left FedEx origin facility

Wednesday, November 10, 2021



4:02 PM RENO, NV Picked up

Tuesday, November 9, 2021

11:22 AM Shipment information sent to FedEx

Expand History 

Shipment Facts

TRACKING NUMBER 775159602755	SERVICE FedEx 2Day	WEIGHT 0.5 lbs / 0.23 kgs
DELIVERED TO Residence	TOTAL PIECES 1	TOTAL SHIPMENT WEIGHT 0.5 lbs / 0.23 kgs
TERMS Shipper	PACKAGING FedEx Envelope	SPECIAL HANDLING SECTION Deliver Weekday, Residential Delivery
SHIP DATE 11/10/21 	STANDARD TRANSIT 11/12/21 before 8:00 pm 	ACTUAL DELIVERY 11/16/21 at 12:52 pm

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

3 * * * * *

4 **In the Matter of Charges and)**

5 **Complaint Against)**

Case No. 20-28184-1

6 **GREGORY GENE EYRE M.D.,)**

FILED


7 **Respondent.)**

NOV 18 2021

8 **NEVADA STATE BOARD OF**
9 **MEDICAL EXAMINERS**

10 **By:** 

11 **ORDER RESCHEDULING DEADLINE FOR**
12 **FILING AND EXCHANGE OF PRE-HEARING**
13 **STATEMENTS, THE PRE-HEARING CONFERENCE**
14 **AND HEARING**

15 **TO: Gregory Gene Eyre, M.D.**
16 **In Propria Persona**
17 
18 **Grand Rapids, MI 49505**
19 **Respondent**

Pre-Hearing Statements Due
9:00 a.m.
November 30, 2021

20 **Brandee Mooneyhan, J.D.**
21 **9600 Gateway Drive**
22 **Reno, Nevada 89521**
23 **Attorney for the Investigative**
24 **Committee of the Nevada State**
25 **Board of Medical Examiners**

Hearing
January 12, 2022

26 **Despite being duly noticed of the Early Case Conference and the deadline for the**
27 **filing and the exchange of the Respondent's Pre-Hearing Statement and the date scheduled**
28 **for the Hearing in this matter the Respondent failed to file or exchange his Pre-Hearing**
Statement or to appear at the time scheduled for that proceeding. Legal Counsel for the

1 Investigative Committee filed and exchanged her Pre-Hearing Statement and exhibits as
2 scheduled and appearing at the time set for the Pre-Hearing Conference.

3 The Respondent did not appear at the time fixed for the Hearing despite being
4 given written and oral notice of the date and time fixed for that proceeding.

5 **In a last effort to give the Respondent an opportunity to file and exchange his**
6 **Pre-Hearing Statement the deadline for filing and exchanging this information is**
7 **hereby extended until 5:00 p.m. on November 30, 2021.**

9 In connection with the Pre-Hearing Conference requirements each party is required
10 in its Pre-Hearing Statements a copy of the list of witnesses each party intends to call to
11 testify, including therewith, the qualifications of each witness so identified, a summary of the
12 testimony of each such witness and a copy of all evidence, except rebuttal evidence, a party
13 intends to utilize during the course of the Hearing in this case.

15 The parties are hereby advised that if a witness is not on the list of witnesses that
16 such witness may not be allowed to testify at the hearing unless good cause is shown for
17 omitting the witness from said list.¹ In addition, any evidence, except rebuttal evidence,
18 which is not provided by either party to the other party to these proceedings on or before the
19 November 30, 2021 deadline may also not be introduced at the Hearing scheduled based on
20 the failure to identify said evidence and produce a copy of the same by said deadline unless
21 good cause is shown for the failure of a party to these proceedings to identify and provide a
22

24 ¹ In identifying a patient as a witness the parties are cautioned to omit from any pleadings
25 filed with the undersigned administrative hearing officer any address, telephone number,
26 social security number or any other personal information regarding such individual and to
27 confine their submissions in this regard to the name of the witness, qualifications for the
28 relevancy of any testimony sought to be elicited from that witness and a summary of the
anticipated testimony.

1 copy of said evidence by the date set forth in Order for the identification and exchange of
2 such evidence.

3 **Accordingly, it is hereby ordered that the contested-case hearing in this matter**
4 **shall be, and the same hereby is, rescheduled to commence at 9:30 o'clock a.m. on**
5 **Wednesday, January 12, 2022 in the Conference Room of the Nevada State Board of**
6 **Medical Examiners, 9600 Gateway Drive, Reno, Nevada 89521. Said hearing shall**
7 **thereafter continue from day to day until concluded.**

9 It is finally hereby ordered that the attorneys for the Nevada State Board of Medical
10 Examiners and the Respondent shall timely keep the undersigned Administrative Hearing
11 Officer advised of each issue that has been resolved by negotiation or stipulation.

12
13 DATED this 18th day of November 2021.

14 
15 PATRICK D. DOLAN, ESQ., Hearing Officer
16 Nevada State Board of Medical Examiners
17 7980 Meadow Vista Court
18 Reno, Nevada 89511-1027
19 lawyerpoppy@sbcglobal.net

CERTIFICATE OF SERVICE

I hereby certify that I am employed by the Nevada State Board of Medical Examiners and that on the 24th day of November, 2021, I served a file-stamped copy of the foregoing **ORDER RESCHEDULING DEADLINE FOR FILING AND EXCHANGE OF PRE-HEARING STATEMENTS, THE PRE-HEARING CONFERENCE AND HEARING**, via Fed Ex Priority Mail, with a courtesy copy by electronic mail, to the following parties:

GREGORY GENE EYRE, M.D.
[REDACTED]
Grand Rapids, MI 49505
[REDACTED]
Tracking No.: 7753 0671 0335
Respondent

Additionally, I served by electronic mail, file-stamped copies of the same to:

PATRICK DOLAN, ESQ.
lawyerpoppy@sbcglobal.net
Hearing Officer

DATED this 24th day of November, 2021.



MERCEDES FUENTES
Legal Assistant
Nevada State Board of Medical Examiners

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OFFICE OF THE GENERAL COUNSEL
Nevada State Board of Medical Examiners
9600 Gateway Drive
Reno, Nevada 89521
(775) 688-2559

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF NEVADA

* * * * *


In the Matter of Charges and Complaint
Against:
GREGORY GENE EYRE, M.D.,
Respondent.

Case No. 20-28184-1

FILED
NOV 30 2021
NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

PROOF OF SERVICE

I, Mercedes Fuentes, Legal Assistant for the Nevada State Board of Medical Examiners, hereby certify that on November 24, 2021, I mailed by Fed Ex Priority 2-Day Mail (tracking no. 775306710335), a filed-stamped copy of the **ORDER RESCHEDULING DEADLINE FOR FILING AND EXCHANGE OF PRE-HEARING STATEMENT, THE PRE-HEARING CONFERENCE AND HEARING** to the following recipient(s):

GREGORY GENE EYRE, M.D.

Grand Rapids, MI 49505
Respondent

and was delivered on November 26, 2021. *See Exhibit 1.*

Additionally, the following parties were served via electronic mail, a filed-stamped copy of the same:

Patrick Dolan, Esq.
lawyerpoppy@sbcglobal.net
Hearing Officer

Brandee Mooneyhan, J.D.
mooneyhanb@medboard.nv.gov
Deputy General Counsel

DATED this 30th day of November, 2021.



MERCEDES FUENTES
Legal Assistant
Nevada State Board of Medical Examiners

EXHIBIT 1

EXHIBIT 1



TRACK ANOTHER SHIPMENT

775306710335



ADD NICKNAME

Delivered
Friday, 11/26/2021 at 6:57 am



DELIVERED

Signature not required

GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

FROM

Reno, NV US

TO

GRAND RAPIDS, MI US

MANAGE DELIVERY

Travel History

TIME ZONE

Local Scan Time



Friday, November 26, 2021

6:57 AM	GRAND RAPIDS, MI	Delivered Package delivered to recipient address - release authorized
6:36 AM	KENTWOOD, MI	On FedEx vehicle for delivery
6:36 AM	KENTWOOD, MI	At local FedEx facility
5:48 AM	GRAND RAPIDS, MI	At destination sort facility
3:16 AM	MEMPHIS, TN	Departed FedEx hub

Thursday, November 25, 2021



3:47 AM	MEMPHIS, TN	In transit
12:44 AM	MEMPHIS, TN	Arrived at FedEx hub

Wednesday, November 24, 2021

6:10 PM	RENO, NV	Left FedEx origin facility
4:03 PM	RENO, NV	Picked up
12:23 PM		Shipment information sent to FedEx

Expand History 

Shipment Facts

TRACKING NUMBER 775306710335	SERVICE FedEx First Overnight	WEIGHT 0.5 lbs / 0.23 kgs
DELIVERED TO Residence	TOTAL PIECES 1	TOTAL SHIPMENT WEIGHT 0.5 lbs / 0.23 kgs
TERMS Shipper	PACKAGING FedEx Envelope	SPECIAL HANDLING SECTION Deliver Weekday, Residential Delivery
SHIP DATE 11/24/21 	STANDARD TRANSIT 11/26/21 before 9:30 am 	ACTUAL DELIVERY 11/26/21 at 6:57 am