



## Medical Devices and Cybersecurity Risks

**By: Rachel V. Rose, JD, MBA**

On September 20, 2022, the U.S. Food and Drug Administration (“FDA”) [alerted](#) patients who utilize the Medtronic MiniMed 600 Series Insulin Pump System (e.g., MiniMed 630G and MiniMed 670G) of a “potential issue associated with the communication protocol for the pump system that could allow unauthorized access to the pump system.” Stated another way, if unauthorized access occurs, the integrity of the device is potentially compromised, and the medical device could deliver either too much or too little insulin. This could

occur because of the MiniMed 600 series system’s components, which communicate wirelessly via the insulin pump, continuous glucose monitoring (CGM) transmitter, blood glucose meter, and/or CareLink USB device. Hence, although the FDA is not aware of any incident reports related to this identified cybersecurity vulnerability, it underscores the potential harm to patients resulting in an adverse outcome, which may include death.

To put this one medical device in perspective, according to the [American Diabetes Association](#), in 2019, 37.3 million Americans (11.3% of the population) had either Type 1 or Type 2 diabetes. Insulin is utilized to achieve glycemic control. Of these individuals, [approximately 7.4 million Americans with diabetes utilize one or more insulin types](#), which are manufactured by only three manufacturers – Eli Lilly, Novo Nordisk, and Sanofi.

This scenario begs the question, what is the FDA doing to enhance cybersecurity safeguards in medical devices? On April 8, 2022, the FDA published a notice of availability regarding its draft guidance, *Cybersecurity in Medical Devices: Quality System Considerations and Content of Premarket Submissions*, and solicited comments through July 7, 2022. See [87 Fed. Reg. 20873 \(Apr. 8, 2022\)](#). While a Final Rule or other form of notice has not yet been published, here are some of the key take-aways from the draft guidance:

- Cybersecurity threats to the healthcare sector have become more frequent and more severe, carrying increased potential for clinical impact.
- Cybersecurity incidents have rendered medical devices and hospital networks inoperable, disrupting the delivery of patient care across healthcare facilities in the U.S. and globally.
- Cyber attacks and exploits may lead to patient harm as a result of clinical hazards, such as delay in diagnoses and/or treatment.

Not surprisingly, the interconnectivity of medical devices provides additional vulnerabilities for cybercriminals to exploit. It is not surprising that the “FDA recognizes that medical device security is a shared responsibility among stakeholders throughout the use environment of the medical device system, including health care facilities, patients,

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### **MISSION STATEMENT**

The Nevada State Board of Medical Examiners protects the public and serves the State of Nevada by ensuring that only well-qualified, competent physicians, physician assistants, practitioners of respiratory care and perfusionists receive licenses to practice in Nevada. The Board responds with expediency to complaints against our licensees by conducting fair, complete investigations that result in appropriate action. In all Board activities, the Board shall place the interests of the public before the interests of the medical profession and encourage public input and involvement to help educate the public as we improve the quality of medical practice in Nevada.

health care providers, and manufacturers of medical devices.” This means that different participants in this medical device ecosystem have roles and responsibilities. For manufacturers, it means following 21 CFR § 820.30(a), which requires that all classes of devices containing automated software establishing and maintaining procedures to control the design of the device to ensure that specified design requirements (“QSR design controls”) are met. Two critical components of the QSR design controls are the manufacturers’ obligations to have software validation and conduct risk analyses pursuant to 21 CFR § 820.30(g). This should not come as a surprise because medical device manufacturers are considered [business associates](#) under the Health Insurance Portability and Accountability Act of 1996 (“[HIPAA](#)”) and are required to conduct an annual risk analysis to ensure that technical, administrative, and physical safeguards are met to ensure the confidentiality, integrity, and availability of the data, which falls under the umbrella of protected health information (“PHI”).

Providers and patients also play a critical role in thwarting attacks. Providers should provide patients with information about their device. Patients should make sure that they understand how vital it is to update software updates through patches, in order to ensure the security of the device and reduce the risk of a cybersecurity incident that could cause an adverse clinical event.

In sum, the cybersecurity landscape is only becoming more of a minefield for providers, manufacturers, and patients alike. Training and awareness is essential for providers and patients. Manufacturers need to make sure that they are complying with the FDA regulations, as well as HIPAA and state laws to uphold their obligations to protect patients and promote viable and safe medical devices.

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*Disclaimer: The opinions expressed in this article are those of the author, and do not necessarily reflect the opinions of the Board members or staff of the Nevada State Board of Medical Examiners.*

# 2021 ANNUAL REPORT HIGHLIGHTS

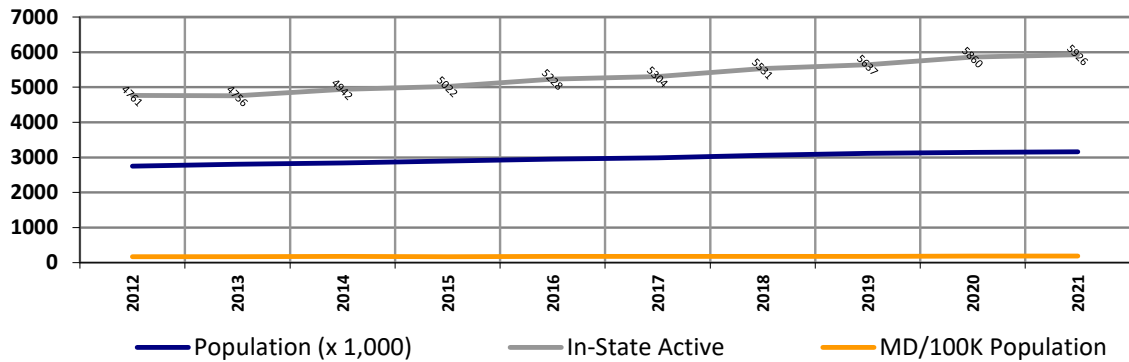
The Board licenses physicians, physician assistants, practitioners of respiratory care, perfusionists, and limited licenses for residency training. In 2021, the Board issued the following new licenses:

Practice	
Physicians*	1158
Physician Assistants	163
Practitioners of Respiratory Care	160
Perfusionists	14
Residency Training Licenses	181

\*454 of these physicians were licensed via the Interstate Medical Licensure Compact (IMLC).

In 2021, the ratio of physicians to 100,000 population\* increased over the previous year. The following graph shows the growth of the state’s population (measured in thousands so that the trend line will fit on the graph, and last reported at 3,158,539), the state’s active, in-state physician population (in absolute numbers), and the ratio of physicians to population (measured as physicians per 100,000 population). From 2012 through 2015, the ratio averaged between 170 and 174. From 2016 through 2019, the ratio averaged between 177 and 181. In 2020, the ratio increased to 186, and in 2021, the ratio increased to 188.

Comparison of Population With In-State, Active Physicians



\*Population statistics provided by the Nevada State Demographer, Nevada Department of Taxation.

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The physician licensure for active, in-state physicians increased by 1.1% in 2021. The following table is a county-by-county breakdown of physician licenses for the last ten years. In 2021, Carson City, Clark, Esmeralda, Lyon, Nye and Washoe Counties showed growth in their physician populations; Douglas, Elko and Mineral Counties showed a decrease; and the remaining eight counties remained static in their physician populations.

### Physician Licensure Counts (2012-2021)

County	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021
Carson City	152	164	168	171	177	173	173	155	157	178
Churchill	23	27	29	24	24	25	27	21	21	21
Clark	3305	3277	3403	3460	3605	3674	3845	3943	4080	4099
Douglas	89	80	86	79	79	85	87	97	101	86
Elko	41	40	40	43	42	39	39	42	42	41
Esmeralda	0	0	0	0	0	0	0	0	0	1
Eureka	1	0	0	0	0	0	0	0	0	0
Humboldt	11	12	11	11	12	9	9	9	10	10
Lander	2	2	2	3	2	2	2	4	5	5
Lincoln	2	2	2	2	2	2	2	2	2	2
Lyon	16	15	16	12	13	14	13	11	9	15
Mineral	6	5	5	6	4	2	2	3	3	1
Nye	14	13	16	15	13	12	13	10	11	13
Pershing	1	0	0	1	1	2	2	1	2	2
Storey	0	0	0	0	0	0	0	0	0	0
Washoe	1088	1110	1155	1186	1246	1254	1306	1327	1407	1442
White Pine	10	9	9	9	8	11	11	11	10	10
<b>In-State Active Status</b>	<b>4761</b>	<b>4756</b>	<b>4942</b>	<b>5022</b>	<b>5228</b>	<b>5304</b>	<b>5531</b>	<b>5637</b>	<b>5860</b>	<b>5926</b>
Out-of-State Active Status	2084	1868	2251	2116	2561	2523	3229	3066	4030	3992
<b>TOTAL ACTIVE STATUS</b>	<b>6845</b>	<b>6624</b>	<b>7193</b>	<b>7138</b>	<b>7789</b>	<b>7827</b>	<b>8760</b>	<b>8703</b>	<b>9890</b>	<b>9918</b>
Inactive Status	748	818	801	806	802	772	763	772	762	786
<b>TOTAL LICENSED (Active and Inactive Statuses)</b>	<b>7593</b>	<b>7442</b>	<b>7994</b>	<b>7944</b>	<b>8591</b>	<b>8599</b>	<b>9523</b>	<b>9475</b>	<b>10652</b>	<b>10704</b>

The number of physician assistants increased by 3.4% in 2021. In 2021, there was growth in Carson City, Churchill, Clark, Lyon, Nye and Washoe Counties; Douglas, Elko, Lander, Mineral, Storey and White Pine Counties showed decreases; and the remaining five counties remained static.

### Physician Assistant Licensure Counts (2012-2021)

County	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021
Carson City	17	14	18	17	18	28	28	32	33	43
Churchill	9	10	9	9	10	7	6	5	5	8
Clark	386	398	452	479	533	559	618	655	709	719
Douglas	12	16	17	15	19	19	18	21	26	16
Elko	7	9	10	13	14	15	17	18	22	21
Esmeralda	0	0	0	0	0	0	0	0	0	0
Eureka	1	1	0	1	1	0	0	0	0	0
Humboldt	0	0	0	1	1	1	1	1	2	2
Lander	2	1	1	1	1	1	1	1	1	0
Lincoln	3	3	3	3	3	4	4	4	4	4
Lyon	4	5	6	7	9	9	9	8	9	11
Mineral	2	3	3	3	3	2	4	5	5	3
Nye	4	2	2	5	4	3	5	4	3	4
Pershing	0	0	0	0	0	0	0	1	1	1
Storey	1	2	2	1	1	1	1	2	2	1
Washoe	104	109	121	138	149	156	183	195	222	248
White Pine	1	1	1	1	1	1	1	1	2	1
<b>TOTAL ACTIVE STATUS</b>	<b>553</b>	<b>574</b>	<b>645</b>	<b>694</b>	<b>767</b>	<b>806</b>	<b>896</b>	<b>953</b>	<b>1046</b>	<b>1082</b>

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The number of practitioners of respiratory care decreased by 2.8% in 2021. In 2021, there was growth in Carson City and Douglas Counties; Churchill, Clark, Elko, Humboldt, Lyon, Mineral, Storey and Washoe Counties showed decreases; and the remaining seven counties remained static.

### Practitioner of Respiratory Care Licensure Counts (2012-2021)

County	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021
Carson City	13	12	13	11	14	12	14	12	12	14
Churchill	5	4	4	5	6	8	9	8	9	7
Clark	1006	982	1069	1079	1167	1158	1246	1231	1311	1278
Douglas	15	16	16	13	13	14	16	15	15	16
Elko	9	7	8	9	10	12	13	9	9	7
Esmeralda	0	0	0	0	0	0	0	0	0	0
Eureka	0	0	0	1	1	1	1	1	1	1
Humboldt	5	4	4	2	2	2	4	3	3	2
Lander	1	2	2	2	2	2	1	1	1	1
Lincoln	0	0	0	0	0	0	0	0	0	0
Lyon	16	15	16	15	14	14	17	15	15	13
Mineral	2	2	2	2	4	1	2	2	4	3
Nye	12	13	15	13	14	15	14	10	10	10
Pershing	0	0	0	0	0	0	0	0	0	0
Storey	0	0	0	0	0	0	0	0	1	0
Washoe	197	186	202	191	207	193	199	180	194	188
White Pine	3	3	3	3	3	3	3	3	2	2
<b>TOTAL ACTIVE STATUS</b>	<b>1284</b>	<b>1246</b>	<b>1354</b>	<b>1346</b>	<b>1457</b>	<b>1435</b>	<b>1539</b>	<b>1490</b>	<b>1587</b>	<b>1542</b>

The number of perfusionists increased substantially by 12.5% in 2021, with growth in Clark and Washoe Counties and all other counties remaining static.

### Perfusionist Licensure Counts (2012-2021)

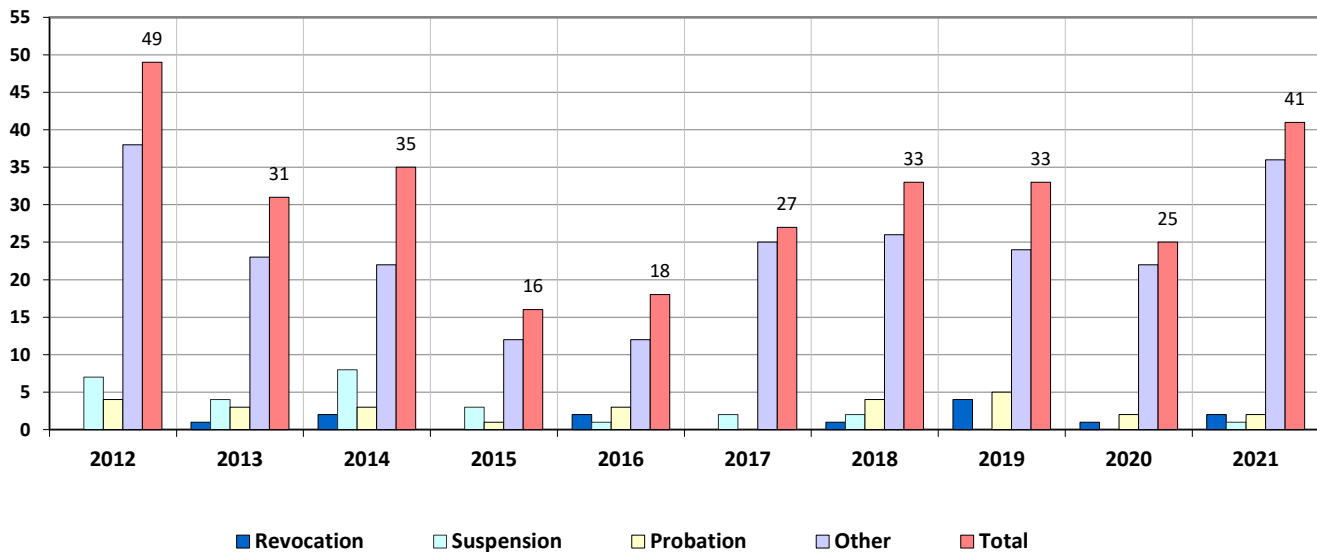
County	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021
Carson City	1	1	1	0	0	1	1	1	1	1
Churchill	0	0	0	0	0	0	0	0	0	0
Clark	25	20	23	20	24	19	24	25	27	30
Douglas	0	0	0	0	0	0	0	0	0	0
Elko	0	0	0	0	0	0	0	0	0	0
Esmeralda	0	0	0	0	0	0	0	0	0	0
Eureka	0	0	0	0	0	0	0	0	0	0
Humboldt	0	0	0	0	0	0	0	0	0	0
Lander	0	0	0	0	0	0	0	0	0	0
Lincoln	0	0	0	0	0	0	0	0	0	0
Lyon	0	0	0	0	0	0	0	0	0	0
Mineral	0	0	0	0	0	0	0	0	0	0
Nye	0	0	0	0	0	0	0	0	0	0
Pershing	0	0	0	0	0	0	0	0	0	0
Storey	0	0	0	0	0	0	0	0	0	0
Washoe	5	4	5	4	4	6	5	4	4	5
White Pine	0	0	0	0	0	0	0	0	0	0
<b>TOTAL ACTIVE STATUS</b>	<b>31</b>	<b>25</b>	<b>29</b>	<b>24</b>	<b>28</b>	<b>26</b>	<b>30</b>	<b>30</b>	<b>32</b>	<b>36</b>

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## COMPLAINTS, INVESTIGATIONS AND DISCIPLINE

In 2021, the Board opened 1,326 investigations, closed 725 investigations (many of which, of course, originated in preceding years) and imposed 41 disciplinary actions against physicians. The graph below shows the number and types of discipline imposed by the Board regarding physicians for the last ten years.

Disciplinary Actions Taken Against Medical Doctors\*

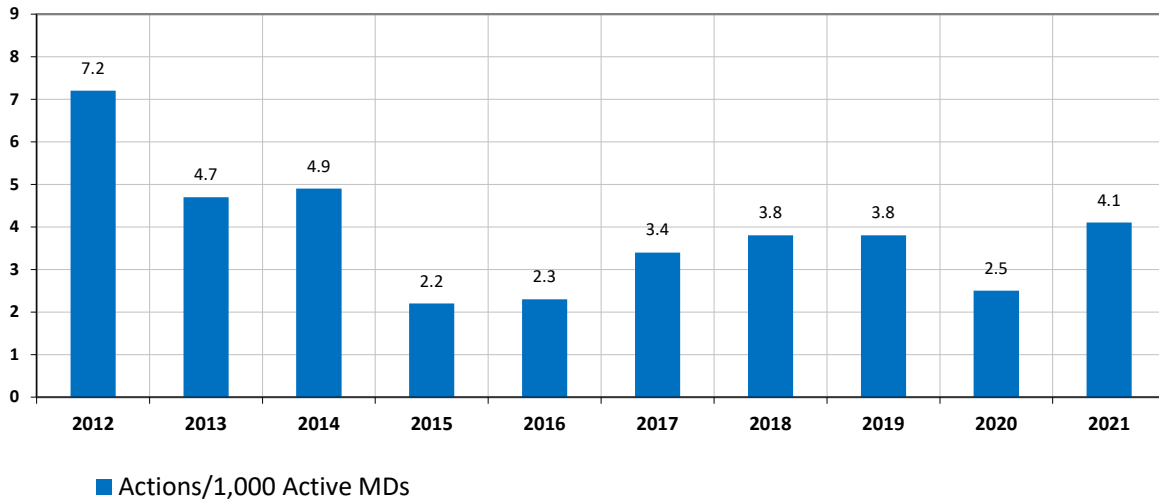


Note: "Other" actions include: Voluntary Surrender of License While Under Investigation, License Restriction, Public Reprimand, Licensure Denial, CME Ordered, Fine, Drug or Alcohol Treatment Program Ordered, and Competency Exam Ordered.

\*Any discrepancy in these numbers from a report published by any other source is due to: (1) differences in verbiage or categorization; or (2) differences in the number of actions taken per practitioner.

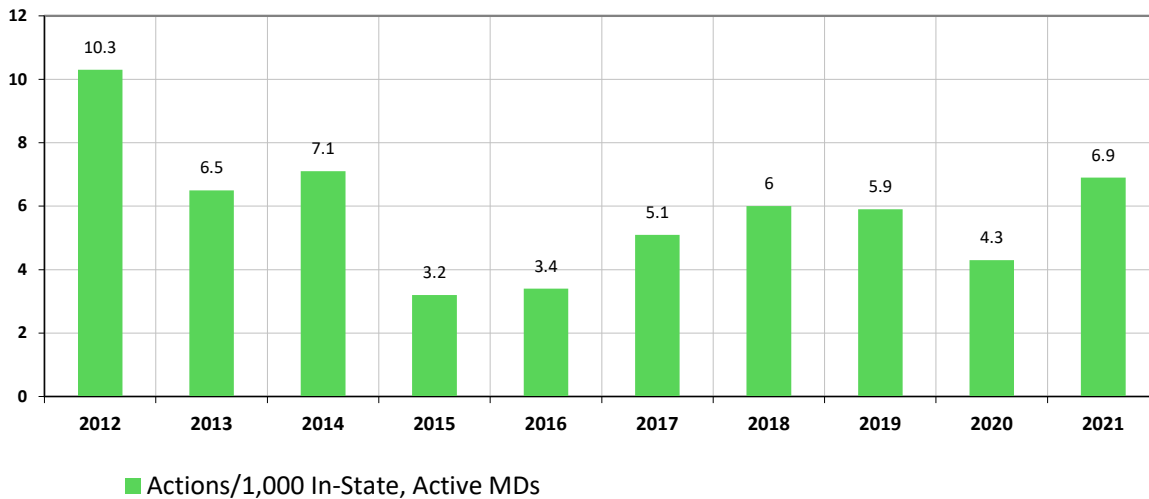
The graph below shows the rate of disciplinary actions taken by the Board per 1,000 active-status licensed physicians for the last ten years.

**Rate of Disciplinary Actions Per All Licensed Active-Status Medical Doctors**



The graph below shows the rate of disciplinary actions taken by the Board per 1,000 in-state, active-status licensed physicians for the last ten years.

**Rate of Disciplinary Actions Per In-State, Active-Status Medical Doctors**



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Licensing: Lynnette Daniels, Chief  
Investigations: Ernesto Diaz, Chief

## 2022 BME MEETING & HOLIDAY SCHEDULE

**January 17** – Martin Luther King, Jr. Day  
**February 21** – Presidents' Day  
**March 4** – Board meeting (Las Vegas)  
**May 30** – Memorial Day  
**June 10** – Board meeting (Reno)  
**July 4** – Independence Day  
**September 5** – Labor Day  
**September 16** – Board meeting (Reno)  
**October 28** – Nevada Day  
**November 11** – Veterans' Day  
**November 24 & 25** – Thanksgiving Day & Family Day  
**December 2** – Board meeting (Las Vegas)  
**December 26** – Christmas (observed)

## NOTIFICATION OF ADDRESS CHANGE, PRACTICE CLOSURE AND LOCATION OF RECORDS

Pursuant to NRS 630.254, all licensees of the Board are required to "maintain a permanent mailing address with the Board to which all communications from the Board to the licensee must be sent." A licensee must notify the Board in writing of a change of permanent mailing address within 30 days after the change. Failure to do so may result in the imposition of a fine or initiation of disciplinary proceedings against the licensee.

Please keep in mind the address you provide will be viewable by the public on the Board's website.

Additionally, if you close your practice in Nevada, you are required to notify the Board in writing within 14 days after the closure, and for a period of 5 years thereafter, keep the Board apprised of the location of the medical records of your patients.

*As noted, Board meetings are held at the Reno office of the Nevada State Board of Medical Examiners, 9600 Gateway Drive, and videoconferenced to the Las Vegas office of the Nevada State Board of Medical Examiners, 325 E. Warm Springs Road, Suite 225, or held at the Las Vegas office and videoconferenced to the Reno office.*



# DISCIPLINARY ACTION REPORT

**GROSS, Jeffrey D., M.D. (13807)**  
**Henderson, Nevada**

Summary: Conviction of a felony relating to the practice of medicine; conviction of an offense involving moral turpitude, alleged engaging in disreputable conduct and conduct which is intended to deceive.

Charges: One violation of NRS 630.301(1) [conviction of a felony relating to the practice of medicine or the ability to practice medicine]; one violation of NRS 630.301(9) [engaging in conduct that brings the medical profession into disrepute]; one violation of NRS 630.301(11)(g) [conviction of any offense involving moral turpitude]; one violation of NRS 630.306(1)(b)(1) [engaging in any conduct which is intended to deceive].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Dr. Gross violated NRS 630.301(9) and NRS 630.301(11)(g), as set forth in Counts II and III of the Complaint, and imposed the following discipline against him: Dr. Gross' license to practice medicine in the State of Nevada was suspended, with the suspension immediately stayed and his license placed on probation for a period of 48 months, subject to various terms and conditions, to include the following: (1) public reprimand; (2) total fine of \$5,000.00; (3) 20 hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) 300 hours of community service, without compensation; (5) successfully complete all requirements as established by the U.S. District Court Central District of California in Case No. 8:18-cr-00014-JLS and the rules and regulations of the U.S. Probation and Pretrial Services Office and the Second Amended General Order 20-04; (6) submit to the Board documentation regarding the terms, requirements and compliance of his supervised release; (7) submit to and pass all 5 sections of the Ethics and Boundaries Assessment Services (EBAS) examination, at his own expense; (8) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter. Counts I and IV of the Complaint were dismissed with prejudice.

**HYSON, Morton I., M.D. (6062)**  
**Las Vegas, Nevada**

Summary: Reasonable belief that the health, safety and welfare of the public was at imminent risk of harm.

Statutory Authority: NRS 630.326(1) [risk of imminent harm to the health, safety or welfare of the public or any patient served by the licensee].

Action Taken: On May 12, 2022, the Investigative Committee summarily suspended Dr. Hyson's license to practice medicine in the State of Nevada until further order of the Investigative Committee or the Board of Medical Examiners.

**HYSON, Morton I., M.D. (6062)**  
**Las Vegas, Nevada**

Summary: Alleged engaging in deceptive and unprofessional and unsafe conduct.

Charges: One violation of NRS 630.306(1)(p) [engaging in any act that is unsafe or unprofessional conduct]; one violation of NRS 630.306(1)(b)(1) [engaging in any conduct which is intended to deceive].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Dr. Hyson violated NRS 630.306(1)(p) and NRS 630.306(1)(b)(1), as set forth in the First Amended Complaint, and imposed the following discipline against him: Dr. Hyson's license to practice medicine in the State of Nevada was revoked, and he may not apply for reinstatement of a medical license in the State of Nevada for a period of one year; (2) public reprimand; (3) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter.

**KILPATRICK, Robert A., M.D. (11530)**  
**Las Vegas, Nevada**

Summary: Alleged failure to seek consultation with another provider of health care in a doubtful and difficult case when it would have enhanced the quality of medical services rendered to the patient.

Charges: One violation of NAC 630.210 [a physician shall seek consultation with another provider of health care in doubtful or difficult cases when it appears that consultation may enhance the quality of medical services].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Dr. Kilpatrick violated NAC 630.210, as set forth in the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$1,000.00 fine; (3) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter.

**MANLEY, Gary L., PA-C (PA1209)**  
**Las Vegas, Nevada**

Summary: Alleged illegal dispensing of controlled substances, engaging in disreputable, unsafe and unprofessional conduct, malpractice, and continual failure to exercise the skill or diligence or use the methods ordinarily exercised under the same circumstances by physicians in good standing practicing in the same specialty or field.

Charges: Two violations of NRS 630.306(1)(c) [administering, dispensing or prescribing any controlled substance, or any dangerous drug as defined in chapter 454 of NRS, to or for himself or to others except as authorized by law]; two violations of NRS 630.306(1)(p) [engaging in any act that is unsafe or unprofessional conduct]; two violations of NRS 630.301(9) [engaging in conduct that brings the medical profession into disrepute]; two violations of NRS 630.301(4) [malpractice]; one violation of NRS 630.306(1)(g) [continual failure to exercise the skill or diligence or use the methods ordinarily exercised under the same circumstances by physicians in good standing practicing in the same specialty or field].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Mr. Manley violated NRS 630.306(1)(c) (two counts), NRS 630.306(1)(p) (two counts), NRS 630.301(9) (two counts), NRS 630.301(4) (two counts) and NRS 630.306(1)(g) (one count), as set forth in the Complaint, and imposed the following discipline against him: (1) Mr. Manley's license to practice medicine as a physician assistant in the State of Nevada was revoked, and he may not apply for reinstatement of a medical license in the State of Nevada for a period

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of five years; (2) public reprimand; (3) \$10,000.00 fine; (4) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter.

**NEVAREZ, Christopher M., M.D. (14036)  
Las Vegas, Nevada**

Summary: Alleged engaging in conduct in violation of State Board of Pharmacy regulations.

Charges: One violation of NRS 630.306(1)(b)(3) [engaging in conduct which is in violation of a regulation adopted by the State Board of Pharmacy].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Dr. Nevarez violated NRS 630.306(1)(b)(3), as set forth in the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$500.00 fine; (3) four hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter.

**NG, Jeffrey P., M.D. (10928)  
Las Vegas, Nevada**

Summary: Alleged malpractice, engaging in conduct which the Board of Medical Examiners has determined is a violation of the standards of practice established by regulation of the Board, and continual failure to exercise the skill or diligence or use the methods ordinarily exercised under the same circumstances by physicians in good standing practicing in the same specialty or field.

Charges: One violation of NRS 630.301(4) [malpractice]; one violation of NRS 630.306(1)(b)(2) [engaging in conduct which the Board has determined is a violation of the standards of practice established by regulation of the Board]; one violation of NRS 630.306(1)(g) [continual failure to exercise the skill or diligence or use the methods ordinarily exercised under the same circumstances by physicians in good standing practicing in the same specialty or field].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Dr. Ng violated NRS 630.301(4), as set forth in Count I of

the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$5,000.00 fine; (3) 20 hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter. Counts II and III of the Complaint were dismissed with prejudice.

**PIPPI, Eric J., PA-C (PA1947)  
State College, Pennsylvania**

Summary: Disciplinary action taken against Mr. Pippi's medical license in Oklahoma and alleged failure to timely report said disciplinary action to the Nevada State Board of Medical Examiners.

Charges: One violation of NRS 630.301(3) [disciplinary action taken against his medical license in another state]; one violation of NRS 630.306(1)(k) [failure to report in writing, within 30 days, any disciplinary action taken against the licensee by another state].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Mr. Pippi violated NRS 630.301(3) as set forth in Count I of the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter. Count II of the Complaint was dismissed with prejudice.

**QUINN, Anthony E., M.D. (15814)  
Henderson, Nevada**

Summary: Alleged malpractice and violating the trust of a patient for personal gain.

Charges: One violation of NRS 630.301(4) [malpractice]; one violation of NRS 630.301(7) [engaging in conduct that violates the trust of a patient and exploits the relationship between the physician and the patient for financial or other personal gain].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Dr. Quinn violated NRS 630.301(7), as set forth in Count II of the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$2,500.00 fine; (3) submit

to and pass all five sections of the Ethics and Boundaries Assessment Services (EBAS) examination, at his own expense; (4) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter. Count I of the Complaint was dismissed with prejudice.

**SPOTTS, Josette E., M.D. (6917)  
Henderson, Nevada**

Summary: Alleged malpractice, failure to maintain appropriate medical records relating to her treatment of a patient, and engaging in conduct which the Board of Medical Examiners has determined is a violation of the standards of practice established by regulation of the Board.

Charges: One violation of NRS 630.301(4) [malpractice]; one violation of NRS 630.3062(1)(a) [failure to maintain timely, legible, accurate and complete medical records relating to the diagnosis, treatment and care of a patient]; one violation of NRS 630.306(1)(b)(2) [engaging in conduct which the Board has determined is a violation of the standards of practice established by regulation of the Board].

Disposition: On September 16, 2022, the Board accepted a Settlement Agreement by which it found Dr. Spotts violated NRS 630.301(4), as set forth in Count I of the Complaint, and imposed the following discipline against her: (1) public reprimand; (2) Dr. Spotts agrees to voluntarily surrender her license to practice medicine in the State of Nevada pursuant to NAC 630.240, and that she may not reapply for licensure for a period of three years; (3) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter. Counts II and III of the Complaint were dismissed with prejudice.

**WARNER, Tatiana M., PA-C (PA987)  
Carson City, Nevada**

Summary: Alleged malpractice and failure to maintain appropriate medical records relating to her treatment of a patient.

Charges: One violation of NRS 630.301(4) [malpractice]; one violation of NRS 630.3062(1)(a) [failure to maintain timely, legible, accurate and complete medical records relating to the diagnosis, treatment and care of a patient].

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*Disposition:* On September 16, 2022, the Board accepted a Settlement Agreement by which it found Ms. Warner violated NRS 630.301(4) and NRS 630.3062(1)(a), as set forth in the Complaint, and imposed the following discipline against her: (1) public reprimand; (2) \$1,000.00 fine; (3) reimbursement of the Board's fees and costs associated with investigation and prosecution of the matter; (4) Ms. Warner shall change her license status to "Inactive" and provide the Board with written confirmation of her retirement from the practice of medicine as a physician assistant within 1 year of the Board's acceptance, adoption and approval of the Agreement. Failure to provide such confirmation shall require Ms. Warner to complete 10 hours of Continuing Medical Education (CME), in addition to her statutory CME requirements for licensure.

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# Public Reprimands Ordered by the Board

September 26, 2022

Jeffrey David Gross, M.D.  
c/o Kathleen Janssen, Esq.  
Cook & Kelesis, Ltd.  
517 S. 9th Street  
Las Vegas, NV 89101

**Re: In the Matter of the Charges and  
Complaint Against Jeffrey David Gross, M.D.  
BME Case No. 22-38073-1**

Dr. Gross:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count II, a violation of NRS 630.301(9) Disreputable Conduct and Count III, a violation of NRS 630.301(11)(g) Conviction of an Offense Involving Moral Turpitude. For this, you shall be publicly reprimanded, and your license to practice medicine shall be suspended, with the suspension immediately stayed and you shall be placed on probation for a term of forty-eight (48) months. You shall take and pass all five (5) sections of the Ethics and Boundaries Assessment Services (EBAS) examination at his expense and pay a fine in the amount of five thousand dollars (\$5,000). Moreover, you shall take twenty (20) hours of continuing medical education (CME) in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada. You shall also perform three hundred (300) hours of community service, and you shall pay the Board's fees and costs associated with the prosecution of this matter.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

September 26, 2022

Morton Isaac Hyson, M.D.  
c/o Katherine L. Turpen, Esq.  
John H. Cotton & Associates  
7900 West Sahara Ave., Suite 200  
Las Vegas, NV 89117

**Re: In the Matter of the Charges and  
Complaint Against  
Morton Isaac Hyson, M.D.  
BME Case No. 22-8616-1**

Dr. Hyson:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal First Amended Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count I, a violation of NRS 630.306(1)(p) Engaging in Unprofessional and Unsafe Conduct, and Count II, a violation of NRS 630.306(b)(1) Deceptive Conduct. For this, you shall be publicly reprimanded, and your license to practice medicine shall be immediately revoked and you may not reapply for licensure for one (1) year. Additionally, you shall pay the Board's fees and costs incurred in the investigation and prosecution of this matter.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

September 26, 2022

Robert Andrew Kilpatrick, M.D.  
c/o Jessica Gandy, Esq.  
Messner Reeves, LLP  
8945 W. Russell Road, Suite 300  
Las Vegas, NV 89148

**Re: In the Matter of the Charges  
and Complaint Against  
Robert Andrew Kilpatrick, M.D.  
BME Case No. 22-20626-1**

Dr. Kilpatrick:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count I, a violation of NAC 630.210 Failure to Seek Consultation in a Doubtful or Difficult Case. For this, you shall be publicly reprimanded, and you shall pay a fine of one thousand dollars (\$1,000) as well as the Board's fees and costs incurred in the investigation and prosecution of this matter.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

*Continued on page 13*

September 26, 2022

Gary Lynn Manley, PA-C  
c/o Russell E. Marsh, Esq.  
Wright Marsh & Levy  
300 S. Fourth Street, Suite 701  
Las Vegas, NV 89101

**Re: In the Matter of the Charges and  
Complaint Against Gary Lynn Manley, PA-C  
BME Case No. 22-36618-1**

Mr. Manley:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Counts I and V, two (2) violations of NRS 630.306(1)(c) Unlawful Distribution of Controlled Substances, Counts II and VI, two (2) violations of NRS 630.306(1)(p) Unsafe or Unprofessional Conduct, Counts III and VII, two (2) violations of NRS 630.301(9) Disreputable Conduct, Counts IV and VIII, two (2) violations of NRS 630.301(4) Malpractice, and Count IX, a violation of NRS 630.306(1)(g) Continual Failure to Practice Medicine Properly. For this, you shall be publicly reprimanded and your license to practice medicine shall be immediately revoked and you may not request reinstatement for five (5) years. Additionally, you shall pay a fine of ten thousand dollars (\$10,000) as well as pay the Board's fees and costs incurred in the investigation and prosecution of this matter.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

September 26, 2022

Christopher Michael Nevarez, M.D.  
c/o Maria Nutile, Esq.  
Nutile Law  
7395 S. Pecos Road, Suite 103  
Las Vegas, NV 89120

**Re: In the Matter of the Charges and  
Complaint Against  
Christopher Michael Nevarez, M.D.  
BME Case No. 22-38761-1**

Dr. Nevarez:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count I, a violation of NRS 630.306(1)(b)(3) Violation of Statutes and Regulations of the Nevada State Board of Pharmacy. For this, you shall be publicly reprimanded. You shall pay a fine of five hundred dollars (\$500) as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take four (4) hours of continuing medical education (CME) in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

September 26, 2022

Jeffrey Patrick Ng, M.D.  
c/o Sean Kelly, Esq.  
McBride Hall  
8329 Sunset Road, Suite 260  
Las Vegas, NV 89113

**Re: In the Matter of the Charges and  
Complaint Against Jeffrey Patrick Ng, M.D.  
BME Case No. 22-29083-1**

Dr. Ng:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count I, a violation of NRS 630.301(4) Malpractice. For this, you shall be publicly reprimanded. Additionally, you shall pay a fine of five thousand dollars (\$5,000) as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take twenty (20) hours of continuing medical education (CME) in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

Continued on page 14

September 26, 2022

Eric Joseph Pippi, PA-C  
c/o Keith Weaver, Esq.  
Lewis Brisbois Bisgaard & Smith LLP  
6385 S. Rainbow Blvd., Suite 600  
Las Vegas, NV 89118

**Re: In the Matter of the Charges and  
Complaint Against Eric Joseph Pippi, PA-C  
BME Case No. 22-48045-1**

Mr. Pippi:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count I, a violation of NRS 630.301(3) Disciplinary Action by Another State Medical Board. For this, you shall be publicly reprimanded. Additionally, you shall pay the Board's fees and costs incurred in the investigation and prosecution of this matter.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

September 26, 2022

Anthony Emmanuel Quinn, M.D.  
c/o Bridget Kelly, Esq.  
Nutile Law  
7395 S. Pecos Road, Suite 103  
Las Vegas, NV 89120

**Re: In the Matter of the Charges and  
Complaint Against  
Anthony Emmanuel Quinn, M.D.  
BME Case No. 22-39868-1**

Dr. Quinn:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count II, violation of NRS 630.301(7) Violation of Patient Trust and Exploitation of Physician and Patient Relationship for Financial or Personal Gain. For this, you shall be publicly reprimanded, and you shall pay a fine of two thousand five hundred dollars (\$2,500) as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take and pass all five (5) sections of the Ethics and Boundaries Assessment Services (EBAS) examination.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

September 26, 2022

Josette Ellen Spotts, M.D.  
c/o Chelsea R. Hueth, Esq.  
McBride Hall  
8329 Sunset Road, Suite 260  
Las Vegas, NV 89113

**Re: In the Matter of the Charges and  
Complaint Against Josette Ellen Spotts, M.D.  
BME Case No. 21-10144-1**

Dr. Spotts:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board's Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count I, a violation of NRS 630.301(4) Malpractice. For this, you shall be publicly reprimanded, and you agree to voluntarily surrender your license to practice medicine in the State of Nevada and you may not reapply for licensure for a period of three (3) years from the Board's acceptance, adoption, and approval of the Agreement.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners

Continued on page 15

September 26, 2022

Tatiana Michaelovna Warner, PA-C  
c/o Lyn E. Beggs, Esq.  
Law Office of Lyn E. Beggs, PLLC  
316 California Ave., Suite 863  
Reno, NV 89509

**Re: In the Matter of the Charges and  
Complaint Against Tatiana M. Warner, PA-C  
BME Case No. 22-31360-1**

Ms. Warner:

On September 16, 2022, the Nevada State Board of Medical Examiners (Board) accepted the Settlement Agreement (Agreement) between you and the Board’s Investigative Committee in relation to the formal Complaint filed against you in the aforementioned case.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated Count I, a violation of NRS 630.301(4) Malpractice and Count II, a violation of NRS 630.3062(1)(a) Failure to Maintain Proper Medical Records. For this, you shall be publicly reprimanded, and you agree to voluntarily change the status of your license to practice medicine in the State of Nevada to “Inactive” and provide written confirmation to the Board of your retirement from the practice of medicine within one (1) year of the Board’s acceptance, adoption, and approval of this Agreement. Failure to timely provide this confirmation will require you to complete ten (10) additional hours of Continued Medical Education (CME) in addition to the CME requirements that are regularly imposed upon you as a condition of licensure. Additionally, you shall pay a fine in the amount of one thousand dollars (\$1,000) and the Board’s fees and costs incurred in the investigation and prosecution of this matter.

Accordingly, it is my unpleasant duty as President of the Board to reprimand you formally and publicly for your conduct which has brought professional disrespect upon you, and which reflects unfavorably upon the medical profession as a whole.

Sincerely,

Aury Nagy, M.D., President  
Nevada State Board of Medical Examiners



NEVADA STATE BOARD OF MEDICAL EXAMINERS

9600 Gateway Drive

Reno, NV 89521