



Physician Exclusion From Government Programs Underscores the Role of Adequate Background Checks

By: Rachel V. Rose, JD, MBA

If the conduct is serious enough, the U.S. Department of Health and Human Services – Office of the Inspector General (HHS-OIG) has the authority to exclude providers, including physicians, from participating in Federal health care programs. Moreover, the person who has been excluded has an obligation to disclose this relevant item and other organizations have an obligation to do a background check that includes investigating whether or not a person has been or is currently excluded. “Those that are excluded can receive no payment from Federal health care programs for any items or services they furnish, order, or prescribe. This includes those that provide health benefits funded directly or indirectly by the United States (other than the Federal Employees Health Benefits Plan).”¹ In early 2000, the New York State Board of Professional Medical Conduct revoked Steven A. St. Lucia’s medical license, which was premised on demonstrated moral unfitness and gross incompetence. As a result, he was excluded from participating in Federal health care programs by the Department of Health and Human Services Office of Inspector General.

On Monday, March 13, 2023, the United States Department of Justice (DOJ) announced a settlement with Dr. Steven A. St. Lucia to resolve False Claims Act allegations for causing the submission of false claims by a third party, Union Foot Solutions, LLC, d/b/a Union Orthotics and Pedorthics (Union Foot Solutions).² Additionally, Dr. St. Lucia pled guilty to state health care fraud charges³ and was scheduled to be sentenced on March 17, 2023.

According to the DOJ’s Press Release, the key aspects of the Settlement Agreement are as follows:

In early 2000, the New York State Board of Professional Medical Conduct revoked St. Lucia’s medical license based on findings that he had committed conduct demonstrating moral unfitness and gross incompetence. Later that year, the Office of Inspector General for the United States Department of Health and Human Services (HHS-OIG) excluded St. Lucia from participating in all Federal health care programs, including Medicare. The effect of an exclusion is that no Federal health care program may make payment for items or services furnished by an excluded person, or at the medical direction or on the prescription of an excluded person.

St. Lucia subsequently opened Schenectady-based Union Foot Solutions, a medical supply company, and applied to the Centers for Medicare and Medicaid Services (CMS) for Union Foot Solutions to participate in Medicare. That enrollment application falsely represented both that St. Lucia had never had a revocation or suspension of a license to provide health care and that he had never faced suspension or exclusion from Federal health care programs.

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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.

LICENSE RENEWAL INFORMATION

BEFORE YOU RENEW!

MEDICAL DOCTORS: Pursuant to Nevada Revised Statute 630.30665, you are required to submit to the Nevada State Board of Medical Examiners the requisite in-office surgery reporting form for the period of January 1, 2021 through December 31, 2022, **prior** to renewing your license in 2023, and you will be required to attest on your renewal application that you are in compliance with the reporting requirements of NRS 630.30665. The reporting form and instructions are available on the Board's website (<https://medboard.nv.gov/>) at: [https://medboard.nv.gov/Forms/In-Office Surgery/](https://medboard.nv.gov/Forms/In-Office_Surgery/).

2023 LICENSE RENEWAL – HOW TO RENEW

The 2023 license renewal period will begin **on or after April 17, 2023**. All licensees are now able to renew online. You must renew your license before 5:00 P.M. PDT, June 30, 2023. Once renewed, licenses are valid from July 1, 2023 - June 30, 2025.

Licensees will receive a renewal notification **via email** when the renewal period begins, which will include renewal instructions. To renew online, licensees will login through the "[Current Licensee Portal](#)" on the Board's website (<https://medboard.nv.gov/>). In order to utilize the Current Licensee Portal, licensees **must** have a unique email address on file with the Board. Please login to the Current Licensee Portal now, and check to make sure the Board has your **current** email and mailing addresses, to ensure you are ready to renew. If you need to update your email and/or mailing addresses, please complete and submit a "[Notification of Address Change](#)" form, found on the Board's website. You may either email the form to the Board at nsbme@medboard.nv.gov or fax it to the Board at 775-688-2321.

Renewal Fees:

Active Medical Doctors	\$800
Inactive Medical Doctors	\$400
Physician Assistants	\$400
Perfusionists	\$400
Practitioners of Respiratory Care	\$200

You may pay your renewal fees with American Express, Discover, MasterCard, Visa, cashier's check or money order. The Board cannot accept personal or business checks or cash for renewal fees. You will be charged a non-refundable card payment-processing fee of 2.5% for debit and credit cards by the Board's payment processor.

All licensees should be prepared to attest to completion of their required continuing medical education (CME)/continuing education (CE) on their renewal applications. Further information regarding [CME/CE requirements](#) is available on the Board's website.

CMS denied the application, explaining that St. Lucia was “excluded from the Medicare program” and, therefore, Union Foot Solutions “cannot receive Medicare payment.” St. Lucia later transferred his ownership interest in Union Foot Solutions to a third party, and Union Foot Solutions’ new owner reapplied for and obtained authorization to participate in Medicare. St. Lucia continued to work for Union Foot Solutions and rendered orthotic and prosthetic care to patients.

The United States alleges that, from December 1, 2016 through February 28, 2018, St. Lucia caused Union Foot Solutions to present false claims for payment to Medicare for services that he furnished to and ordered for Medicare beneficiaries. The United States further alleges that, to conceal his involvement in the treatment of Medicare beneficiaries and to circumvent the effect of his exclusion, St. Lucia caused Union Foot Solutions to bill services that he furnished to and items that he ordered for Medicare beneficiaries in the name of another pedorthist.

The key take-aways for physicians and other providers alike are as follows:

1. Although HIPAA does not expressly state background checks are required, it is required to ensure compliance with other laws, such as the False Claims Act. Moreover, many attorneys and compliance officers do require organizations to conduct background checks, as it is implied in 45 CFR §164.308.
2. According to HHS-OIG, “[t]o avoid CMP liability, health care entities need to routinely check the [List of Excluded Individuals/Entities] LEIE to ensure that new hires and current employees are not on the excluded list.”⁴
3. Failure to do either No. 1 or No. 2 can lead to a viable basis for a False Claims Act case and increased ramifications in terms of insurance coverage and financial liability.

As providers embark on “spring cleaning” it is important to calendar checking the LEIE and ensuring that all work force member background checks are up to date. It is also prudent to ask persons who are under consideration of being hired, either as an employee or an independent contractor, to verify this information.

¹ HHS-OIG, *Exclusions Program*, <https://oig.hhs.gov/exclusions/index.asp> (last visited Mar. 19, 2023).

² DOJ, *Former Niskayuna Surgeon To Pay \$42,000 For Defrauding Medicare* (Mar. 13, 2023), <https://www.justice.gov/usao-ndny/pr/former-niskayuna-surgeon-pay-42000-defrauding-medicare>.

³ New York State Offices of the Inspector General, *Medical Supply Company and Disgraced Former Surgeon Who Founded It Charged With A Multi-Million Dollar Fraud On the State Employees’ Health Insurance Plan* (Dec. 21, 2018), <https://ig.ny.gov/news/medical-supply-company-and-disgraced-former-surgeon-who-founded-it-charged-multi-million..>

⁴ HHS-OIG, *Background Information*, <https://oig.hhs.gov/exclusions/background.asp> (last visited Mar. 19, 2023).

Rachel V. Rose, JD, MBA, is a principal at Rachel V. Rose – Attorney at Law, PLLC (Houston, Texas). In addition to teaching bioethics at Baylor College of Medicine, she advises clients on transactional, compliance, and litigation matters involving healthcare, cybersecurity, securities, False Claims Act, and Dodd-Frank. She may be reached through her website at www.rvrose.com.

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.



Inappropriate Use of Antipsychotic Medications And Erroneous Diagnosis of Schizophrenia in Nursing Homes

Issue

The Centers for Medicare and Medicaid Services (CMS) are responsible for the oversight and health and safety of [nursing home](#) residents. Over the past decade, through the work of the [National Partnership to Improve Dementia Care](#), CMS has been monitoring antipsychotic medication use in nursing homes. Though steps have been taken to reduce the use of these drugs, there continue to be concerns that nursing home residents may be inappropriately prescribed antipsychotic medications due to being erroneously diagnosed and coded as having schizophrenia; see the [Office of Inspector General report](#) for more information. Antipsychotic medications are dangerous among the vulnerable nursing home population because of their potential side effects, including death.

Efforts to address the issue

To increase our focus on this issue, CMS recently announced they will be conducting off-site [nursing home audits](#)¹ to assess the accuracy of resident assessments (collected through the [Minimum Data Set \(MDS\)](#)). Specifically, to determine whether or not the facility is appropriately assessing, diagnosing, and coding schizophrenia in the MDS for residents in their facility. These efforts are aligned with the latest actions under [The White House Fact Sheet: Protecting Seniors by Improving Safety and Quality of Care in the Nation's Nursing Home](#).

“People in nursing homes deserve safe, high-quality care, and we are redoubling our oversight efforts to make sure that facilities are not prescribing unnecessary medications.”

CMS Administrator Chiquita Brooks-LaSure

If the audit reveals a pattern of inaccurate coding, this practice will negatively impact a facility's [Five-Star Quality Rating System](#) on Nursing Home Care Compare.

It is rare for individuals older than 40 years of age to be diagnosed with schizophrenia.² Nursing homes should work with their psychiatric providers and medical directors to ensure the appropriate professional standards and processes are being implemented related to diagnosing individuals with schizophrenia.

Note: In addition to CMS' actions, we believe that some of these instances may represent actions that are inconsistent with the expectations of the board of licensure. As such, if there are instances where a practitioner has not followed professionals' standards of practice for diagnosing individuals and prescribing medications, we believe these practitioners should be referred to their respective state medical boards for investigation.

For questions and to obtain more information, please contact DNH_BehavioralHealth@cms.hhs.gov.

¹ Updates to the Nursing Home Care Compare Website and Five Star Quality Rating System: Adjusting Quality Measure Ratings Based on Erroneous Schizophrenia Coding, and Posting Citations Under Dispute <https://www.cms.gov/files/document/qso-23-05-nh.pdf>

² National Alliance on Mental Illness (NAMI). “Schizophrenia.” Accessed March 2, 2021. <https://www.nami.org/Learn-More/Mental-HealthConditions/Schizophrenia>.

Medication Assistance Training Expansion Act Reminder To Board Licensees Who Are DEA Registered-Practitioners

The U.S. Department of Justice, Drug Enforcement Agency (DEA) recently announced a new training requirement for those who treat or manage patients with opioid or other substance use disorders. The new training requirement is effective on June 27, 2023, and must be reported on your first DEA registration submission thereafter. There are multiple ways you can satisfy the requirement. The letter from the DEA with specific details regarding compliance with the new requirement can be found at https://deadiversion.usdoj.gov/pubs/docs/MATE_Training_Letter_Final.pdf.

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2023 BME MEETING & HOLIDAY SCHEDULE

January 2 – New Year’s Day (observed)
January 16 – Martin Luther King, Jr. Day
February 20 – Presidents’ Day
March 3 – Board meeting (Las Vegas)
May 29 – Memorial Day
June 9 – Board meeting (Reno)
July 4 – Independence Day

September 4 – Labor Day
September 15 – Board meeting (Reno)
October 27 – Nevada Day
November 10 – Veterans’ Day (observed)
November 23 & 24 – Thanksgiving Day & Family Day
December 1 – Board meeting (Las Vegas)
December 25 – Christmas

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

AGU, Ajumobi C., M.D. (8857)

Henderson, Nevada

Summary: Alleged malpractice, failure to maintain appropriate medical records relating to his treatment of three patients, and writing prescriptions for controlled substances in a manner that deviated from the *Guidelines for the Chronic Use of Opioid Analgesics* (Model Policy).

Charges: Three violations of NRS 630.301(4) [malpractice]; three violations 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]; three violations 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 December 2, 2022, the Board accepted a Settlement Agreement by which it found Dr. Agu violated NRS 630.301(4) and NRS 630.3062(1)(a) (3 counts), as set forth in Counts I, II, V and VIII of the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$4,500 fine; (3) 10 hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) submit to and pass all 5 sections of the Ethics and Boundaries Assessment Services (EBAS) examination, at his own expense; (5) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter. Counts III, IV, VI, VII and IX of the Complaint were dismissed with prejudice.

GABROY, James B., M.D. (7601)

Henderson, Nevada

Summary: Alleged failure to maintain appropriate medical records relating to his treatment of three patients.

Charges: 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].

Disposition: On March 3, 2023, the Board accepted a Settlement Agreement by which it found Dr. Gabroy violated NRS 630.3062(1)(a), as set forth in the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$5,000 fine; (3) 80 hours of

community service, without compensation; (4) reimbursement of a portion of the Board's fees and costs incurred in the investigation and prosecution of the matter.

HAIKAL, Osama O., M.D. (5309)

Las Vegas, Nevada

Summary: Alleged knowing or willful failure to comply with an Order of an Investigative Committee of the Board.

Charges: One violation of NRS 630.3065(2)(a) [knowingly or willfully failing to comply with a regulation, subpoena or order of the Board or a committee designated by the Board to investigate a complaint against a physician].

Disposition: On March 3, 2023, the Board found, by a preponderance of the evidence, that Dr. Haikal violated NRS 630.3065(2)(a), as alleged in the underlying Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$1,000 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 incurred in the investigation and prosecution of the matter, pursuant to the Memorandum of Costs and Disbursements and Attorneys' Fees.

HASLETT, Katrina N., M.D. (12811)

Las Vegas, Nevada

Summary: Alleged malpractice, failure to maintain appropriate medical records relating to her treatment of a patient, and misrepresentation in renewing her license.

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 630.304(1) [obtaining, maintaining or renewing a license to practice medicine by bribery, fraud or misrepresentation or by any false, misleading inaccurate or incomplete statement].

Disposition: On December 2, 2022, the Board accepted a Settlement Agreement by which it found Dr. Haslett violated NRS 630.301(4) and NRS 630.304(1), as set forth in Counts I and III of the Complaint,

and imposed the following discipline against her: (1) public reprimand; (2) \$2,000 fine; (3) three hours of continuing medical education (CME), in addition to her statutory CME requirements for licensure; (4) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter. Count II of the Complaint was dismissed with prejudice.

KONCHADA, Ravishankar S., M.D. (15389)

Las Vegas, Nevada

Summary: Alleged malpractice and failure to seek consultation with another provider of health care in a doubtful and/or difficult case.

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].

Disposition: On March 3, 2023, the Board accepted a Settlement Agreement by which it found Dr. Konchada violated NRS 630.306(1)(b)(2), as set forth in Count II of the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$1,500 fine; (3) eight hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter. Count I of the Complaint was dismissed with prejudice.

MANNING, James B., M.D. (5684)

Las Vegas, Nevada

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

Charges: One violation 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]; one violation of NRS 630.3062(1)(a)

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[failure to maintain timely, legible, accurate and complete medical records relating to the diagnosis, treatment and care of a patient].

Disposition: On March 3, 2023, the Board accepted a Settlement Agreement by which it found Dr. Manning violated NRS 630.3062(1)(a), as set forth in Count III of the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$3,500 fine; (3) 10 hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter. Counts I and II of the Complaint were dismissed with prejudice.

MOMII, George D., M.D. (6447)

Las Vegas, Nevada

Summary: Alleged malpractice.

Charges: One violation of NRS 630.301(4) [malpractice].

Disposition: On December 2, 2022, the Board accepted a Settlement Agreement by which it found Dr. Momii violated NRS 630.301(4), as set forth in the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$3,500 fine; (3) eight hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter.

OKEKE, Matthew O., M.D. (14957)

Las Vegas, Nevada

Summary: Alleged malpractice and failure to maintain appropriate medical records relating to his 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].

Disposition: On December 2, 2022, the Board found, by a preponderance of the evidence, that Dr. Okeke violated NRS 630.3062(1)(a), as alleged in Count II of the underlying Complaint, and imposed the following discipline against him: Dr. Okeke's license to practice medicine in the State of Nevada shall be suspended for two years and this suspension shall be stayed and Dr. Okeke's license will be

placed on probation for a period of two years from the date of the Board's order, subject to various terms and conditions, including the following: (1) if he fails to comply with the terms and conditions of the Order, or commits a new violation of the Medical Practice Act during the probationary period, then, after an order to show cause, the stayed suspension will be immediately lifted and in effect, matters currently being investigated by the Board and/or pending action by the Board will not be deemed a violation of the Order; (2) he shall receive a public reprimand; (3) he shall pay \$2,500 fine; (4) he shall complete 30 hours of Continuing Medical Education (CME), in addition to his statutory CME requirements for licensure; and (5) he shall reimburse the Board's fees and costs incurred in the investigation and prosecution of the matter in the amount approved by the Board after a review of the Memorandum of Costs and Disbursements and Attorneys' Fees; (6) Dr. Okeke shall be accompanied by a chaperone during any and all interactions with female patients; (7) Dr. Okeke shall be monitored by Strategic Management Services or another monitoring company approved by the Board, and that he pay the costs associated with the monitoring. The monitoring company shall review 10% of his patient charts each quarter, not to exceed 50 charts per quarter, and provide quarterly reports to the Board. At the end of the first year of probation, the monitoring company shall review an additional fifty charts and provide a report to the Board regarding this review, and, at that time, Dr. Okeke may request termination of monitoring from the Board. The monitoring company will be reviewing all aspects of patient charts, including legibility and completeness of records, verification of the presence of a chaperone for visits with female patients, and compliance with Nevada law regarding prescribing controlled substances, such as proof of regular PMP queries for each patient.

OKEKE, Matthew O., M.D. (14957)

Las Vegas, Nevada

Summary: Alleged failure to timely report criminal action taken against him to the Nevada State Board of Medical Examiners.

Charges: One violation of NRS 630.306(1)(l) [failure to report in writing, within 30

days, any criminal action taken or conviction obtained against the licensee, other than a minor traffic violation].

Disposition: On March 3, 2023, the Board accepted a Settlement Agreement by which it found Dr. Okeke violated NRS 630.306(1)(l), as set forth in the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter.

RUECKL, Frank V., M.D. (4409)

Las Vegas, Nevada

Summary: Alleged malpractice, failure to maintain appropriate medical records relating to his treatment of a patient, failure to seek consultation with another provider of health care in a doubtful and/or difficult case, and failure to obtain specific informed consent.

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]; one violation of NRS 630.306(1)(f) [performing, without first obtaining the informed consent of the patient or the patient's family, any procedure or prescribing any therapy which by the current standards of the practice of medicine is experimental].

Disposition: On December 2, 2022, the Board accepted a Settlement Agreement by which it found Dr. Rueckl violated NRS 630.3062(1)(a), NRS 630.306(1)(b)(2) and NRS 630.306(1)(f), as set forth in Counts II, III and IV of the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$3,500 fine; (3) eight hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter. Count I of the Complaint was dismissed with prejudice.

SAWI, Ziad A., M.D. (10533)**Las Vegas, Nevada**

Summary: Alleged malpractice and failure to maintain appropriate medical records relating to his 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].

Disposition: On December 2, 2022, the Board accepted a Settlement Agreement by which it found Dr. Sawi 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 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 incurred in the investigation and prosecution of the matter. Count II of the Complaint was dismissed with prejudice.

SHAKERI, Hamid, M.D. (11161)**Reno, Nevada**

Summary: Alleged failure to adequately supervise a medical assistant.

Charges: One violation of NRS 630.306(1)(r) [failure to adequately supervise a medical assistant pursuant to regulations of the Board].

Disposition: On March 3, 2023, the Board accepted a Settlement Agreement by which it found Dr. Shakeri violated NRS 630.306(1)(r), as set forth in the Second Amended Complaint, and imposed the following discipline against him: (1) \$1,000 fine; (2) eight hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure (3) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter.

SIEMS, Jon L., M.D. (9250)**Las Vegas, Nevada**

Summary: Alleged knowing and willful failure to comply with a Settlement Agreement and Board Order.

Statutory Authority: NRS 630.3065(2)(a) [knowingly or willfully failing to comply with a regulation, subpoena or order of the Board or a committee designated by the Board to investigate a complaint against a physician].

Action Taken: On December 27, 2022, the Investigative Committee suspended Dr. Siems' license to practice medicine in the State of Nevada until further order of the Investigative Committee or the Board of Medical Examiners.

SPARKS, Amy R., M.D. (9522)**Las Vegas, Nevada**

Summary: Alleged malpractice, 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, failure to seek consultation with another provider of health care in a doubtful and/or difficult case, failure to maintain appropriate medical records relating to her treatment of four patients, and violating the trust of four patients for financial gain.

Charges: Five 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]; 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]; four violations 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]; four violations 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 March 3, 2023, the Board accepted a Settlement Agreement by which it found Dr. Sparks violated NRS 630.301(4) and NRS 630.3062(1)(a), as set forth in Counts I and V of the First Amended Complaint in Case No. 22-19130-1, and NRS 630.3062(1)(a) (three counts) and NRS 630.301(7), as set forth in Counts IV, V, VI and VII of the First Amended Complaint in Case No. 22-19130-2, and imposed the following discipline against her: (1) public reprimand; (2) \$3,000 fine; (3) 10 hours of continuing medical education (CME), in addition to her statutory CME requirements for licensure; (4) submit to and pass

all 5 sections of the Ethics and Boundaries Assessment Services (EBAS) examination, at her own expense; (5) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter. The remaining counts of the First Amended Complaint in Case No. 22-19130-1 and Case No. 22-19130-2 were dismissed with prejudice.

TAYLOR, Mark, M.D. (10081)**Las Vegas, Nevada**

Summary: Alleged malpractice and failure to adequately supervise a medical assistant.

Charges: One violation of NRS 630.301(4) [malpractice]; one violation of NRS 630.306(1)(r) [failure to adequately supervise a medical assistant pursuant to regulations of the Board].

Disposition: On December 2, 2022, the Board accepted a Settlement Agreement by which it found Dr. Taylor 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) \$2,000 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 incurred in the investigation and prosecution of the matter. Count II of the Complaint was dismissed with prejudice.

TUFAIL, Muhammad N., M.D. (9265)**Las Vegas, Nevada**

Summary: Alleged malpractice, failure to seek consultation with another provider of health care in a doubtful and/or difficult case, and failure to maintain appropriate medical records relating to his treatment of a patient.

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 630.3062(1)(a) [failure to maintain timely, legible, accurate and complete medical records relating to the diagnosis, treatment and care of a patient].

Disposition: On March 3, 2023, the Board accepted a Settlement Agreement by which it found Dr. Tufail violated NRS 630.301(4) and NRS 630.3062(1)(a),

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as set forth in Counts I and III of the First Amended Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$2,250 fine; (3) 10 hours of continuing medical education (CME), in addition to his statutory CME requirements for licensure; (4) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter. Count II of the First Amended Complaint was dismissed with prejudice.

VICTORIA, Edward S., M.D. (12452)

Las Vegas, Nevada

Summary: Alleged malpractice, failure to maintain appropriate medical records relating to his treatment of four patients, and writing prescriptions for controlled substances in a manner that deviated from the *Guidelines for the Chronic Use of Opioid Analgesics* (Model Policy).

Charges: Four violations of NRS 630.301(4) [malpractice]; four violations 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]; four violations 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 March 3, 2023, the Board accepted a Settlement Agreement by which it found Dr. Victoria violated NRS 630.3062(1)(a) (four counts), and NRS 630.306(1)(b)(2) (four counts), as set forth in Counts II, III, V, VI, VIII, IX, XI and XII of the Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$5,000 fine; (3) 10 hours of Continuing Medical Education (CME), in addition to his statutory CME requirements for licensure; (4) submit to and pass all 5 sections of the Ethics and Boundaries Assessment Services (EBAS) examination, at his own expense; (5) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter. Counts I, IV, VII and X of the Complaint were dismissed with prejudice.

VON FELDMANN, Dietrich, M.D. (12002)

Sparks, Nevada

Summary: Alleged malpractice.

Charges: One violation of NRS 630.301(4) [malpractice].

Disposition: On December 2, 2022, the Board found, by a preponderance of the evidence, that Dr. Von Feldmann violated NRS 630.301(4), as alleged in the underlying Complaint, and imposed the following discipline against him: (1) public reprimand; (2) \$2,000 fine; (3) reimbursement of the Board's fees and costs incurred in the investigation and prosecution of the matter, pursuant to the Memorandum of Costs and Disbursements and Attorneys' Fees; (4) submit to a physical and mental examination to assess his competence and ability to practice medicine pursuant to NRS 630.352, at his cost, and should he be found competent to practice medicine, that he complete 12 hours of Continuing Medical Education (CME), in addition to his statutory CME requirements for licensure.

WATSON, Lora L., RRT (RC137)

Louisville, Kentucky

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 February 23, 2023, the Investigative Committee summarily suspended Ms. Watson's license to practice respiratory care in the State of Nevada until further order of the Investigative Committee or the Board of Medical Examiners.

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Public Reprimands Ordered by the Board

December 15, 2022

Ajumobi Charles Agu, M.D.
c/o Alia Najjar, Esq.
Ladah Law Firm
517 South Third Street
Las Vegas, NV 89101

**Re: In the Matter of Charges and Complaint
Against Ajumobi Charles Agu, M.D.
BME Case No. 22-12518-1**

Dr. Agu:

On December 2, 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, violation of NRS 630.301(4), Malpractice; and Counts II, V, and VIII violation of NRS 630.3062(1)(a), Failure to Maintain Proper Medical Records. For this, you shall be publicly reprimanded. Additionally, you shall pay a fine of four thousand five hundred dollars (\$4,500) as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take ten (10) hours of continuing medical education (CME) relating to best practices in medical recordkeeping, in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada. Further, you shall submit to and pass all five (5) sections of the Ethics and Boundaries Assessment Services (EBAS) examination within sixty (60) days of Board approval of this agreement and to be paid at your expense.

Accordingly, it is my unpleasant duty as President of the Board to formally and publicly reprimand you 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

March 3, 2023

James B. Gabroy, M.D.
c/o Colleen Platt, Esq.
Platt Law Group
11025 Bondshire Drive
Reno, NV 89511

**Re: In the Matter of Charges and Complaint
Against James B. Gabroy, M.D.
BME Case No. 15-10986-1**

Dr. Gabroy:

On March 3, 2023, 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 Case No. 15-10986-1.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated one (1) count of NRS 630.3062(1) Failure to Maintain Timely, Legible, Accurate and Complete Medical Records. For this violation, you shall be publicly reprimanded, and you shall pay a fine of five thousand dollars (\$5,000), as well as a portion of the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall perform eighty (80) hours of community service without compensation.

The Board formally and publicly reprimands you 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

March 17, 2023

Osama Omar Haikal, M.D.
2136 E. Desert Inn Road, Suite A
Las Vegas, NV 89169

**Re: In the Matter of Charges and Complaint
Against Osama Omar Haikal, M.D.
BME Case No. 22-9436-1**

Dr. Haikal:

On March 3, 2023, 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 Case No. 22-9436-1.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated one (1) count, NRS 630.3065(2)(a) Knowingly or Willfully Failing to Comply with a Lawful Order of the Investigative Committee. For this violation, you shall be publicly reprimanded, and you shall submit to and pass all five (5) sections of the Ethics and Boundaries Assessment Services (EBAS) examination. Additionally, 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.

The Board formally and publicly reprimands you 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 11

December 15, 2022

Katrina Nikole Haslett, M.D.
c/o Chelsea R. Hueth, Esq.
McBride Hall
8329 W. Sunset Road, Suite 260
Las Vegas, NV 89113

**Re: In the Matter of Charges and Complaint
Against Katrina Nikole Haslett, M.D.
BME Case No. 21-34045-1**

Dr. Haslett:

On December 2, 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, violation of NRS 630.301(4), Malpractice; and Count III, violation of NRS 630.304(1), Misrepresentation in Obtaining or Renewing License. For this, you shall be publicly reprimanded, and you shall pay a fine of two thousand dollars (\$2,000) as well as the Board’s fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take three (3) hours of continuing medical education (CME) related to medical recordkeeping or practice improvement, 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 formally and publicly reprimand you 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

March 3, 2023

Ravishankar S. Konchada, M.D.
c/o Jessica Gandy, Esq.
David J. Mortensen, Esq.
Messner Reeves, LLP
8945 W. Russell Road, Suite 300
Las Vegas, NV 89148

**Re: In the Matter of Charges and Complaint
Against Ravishankar S. Konchada, M.D.
BME Case No. 22-42571-1**

Dr. Konchada:

On March 3, 2023, 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 Case No. 22-42571-1.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated one (1) count of NRS 630.306(1)(b)(2) Violation of Standards of Practice Established by Regulation, in conjunction with your violation of NAC 630.210 Consultation. For this violation, you shall be publicly reprimanded, and you shall pay a fine of one thousand five hundred dollars (\$1,500), as well as the Board’s fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take eight (8) hours of continuing medical education (CME) related to image reading, in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada.

The Board formally and publicly reprimands you 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

March 3, 2023

James B. Manning, M.D.
c/o George Kelesis, Esq. and
Kathleen Janssen, Esq.
Cook & Kelesis, Ltd.
517 S. 9th Street
Las Vegas, NV 89101

**Re: In the Matter of Charges and Complaint
Against James B. Manning, M.D.
BME Case No. 22-8110-1**

Dr. Manning:

On March 3, 2023, 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 Case No. 22-8110-1.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated one (1) count of NRS 630.3062(1)(a) Failure to Maintain Proper Medical Records. For this violation, you shall be publicly reprimanded, and you shall pay a fine of three thousand five hundred dollars (\$3,500), as well as the Board’s fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take ten (10) hours of continuing medical education (CME) related to medical record keeping, in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada.

The Board formally and publicly reprimands you 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

December 15, 2022

George Daisuke Momii, M.D.
c/o Katherine Turpen, Esq.
John H. Cotton & Associates
7900 W. Sahara Ave., Suite 200
Las Vegas, NV 89117

**Re: In the Matter of Charges and Complaint
Against George Daisuke Momii, M.D.
BME Case No. 22-7395-1**

Dr. Momii:

On December 2, 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, violation of NRS 630.301(4), Malpractice. For this, you shall be publicly reprimanded, and you shall pay a fine of three thousand five hundred dollars (\$3,500) as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take eight (8) hours of continuing medical education (CME) related to breast cancer screening and diagnostics, 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 formally and publicly reprimand you 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

December 22, 2022

Matthew Obim Okeke, M.D.
c/o Liborius Agwara, Esq.
Law Offices of Libo Agwara, LTD
2785 E. Desert Inn Rd., Suite 280
Las Vegas, Nevada 89121

**Re: In the Matter of Charges and Complaint
Against Matthew Obim Okeke, M.D.
BME Case No. 21-22461-1**

Dr. Okeke:

On December 2, 2022, the Nevada State Board of Medical Examiners (Board) issued a disciplinary order in relation to the formal Complaint filed against you in the above-referenced matter.

After its adjudication of the matter, the Board entered an Order finding you violated Count II, violation of NRS 630.3062(1)(a) Failure to Maintain Proper Medical Records. For this, you shall be publicly reprimanded, and your license to practice medicine shall be suspended for two years from the date of the Board's Order. This suspension is stayed and your license shall be on probation for two years subject to the conditions outlined in the Board's Order. One of which is that you must be accompanied by a chaperone during any and all interactions with female patients and be monitored by a monitoring company approved by the Board. A list of chaperones shall be provided to the monitoring company. Additionally, the monitoring company shall provide reports to the Board regarding its review of your charts and patient records, 10% of your patient charts each quarter, not to exceed fifty charts per quarter. The monitoring company will be reviewing your patient charts for verification of a chaperone during encounters with female patients and compliance with Nevada law relating to prescribing of controlled substances. You shall pay a fine of \$2,500 as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take thirty hours of continuing medical education (CME) related to maintaining clear, legible, accurate, and complete medical records and prescribing 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 formally and publicly reprimand you 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

March 3, 2023

Matthew O. Okeke, M.D.
c/o Liborius Agwara, Esq.
Law Offices of Libo Agwara, Ltd.
2785 E. Desert Inn Rd., Suite 280
Las Vegas, NV 89121

**Re: In the Matter of Charges and Complaint
Against Matthew O. Okeke, M.D.
BME Case No. 22-22461-1**

Dr. Okeke:

On March 3, 2023, 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 Case No. 22-22461-1.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated one (1) count of NRS 630.306(1)(I) Failure to Report a Criminal Action. For this violation, you shall be publicly reprimanded, and you shall pay the Board's fees and costs incurred in the investigation and prosecution of this matter.

The Board formally and publicly reprimands you 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

December 15, 2022

Frank Victor Rueckl, M.D.
c/o Katherine J. Gordon, Esq.
McCormick Barstow LLP
8337 West Sunset Road, Suite 350
Las Vegas, NV 89113

**Re: In the Matter of Charges and Complaint
Against Frank Victor Rueckl, M.D.
BME Case No. 22-6386-1**

Dr. Rueckl:

On December 2, 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 630.3062(1)(a), Failure to Maintain Proper Medical Records; Count III, violation of NRS 630.306(1)(b)(2), Violation of Standards of Practice Established by Regulation; and Count IV, violation of NRS 630.306(1)(f), Lack of Specific Informed Consent. For this, you shall be publicly reprimanded, and you shall pay a fine of three thousand five hundred dollars (\$3,500) as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take eight (8) 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 formally and publicly reprimand you 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

December 15, 2022

Ziad Ahmed Sawi, M.D.
2104 Bachelor Court
Las Vegas, NV 89128

**Re: In the Matter of Charges and Complaint
Against Ziad Ahmed Sawi, M.D.
BME Case No. 22-28048-1**

Dr. Sawi:

On December 2, 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, violation of NRS 630.301(4), Malpractice. For this, you shall be publicly reprimanded, and 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) related to the practice of anesthesiology and patient airway management, 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 formally and publicly reprimand you 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

March 3, 2023

Amy Renee Sparks, M.D.
c/o Olivia Campbell, Esq.
McBride Hall
8329 W. Sunset Road, Suite 260
Las Vegas, NV 89113

**Re: In the Matter of Charges and Complaint
Against Amy Renee Sparks, M.D.
BME Case Nos. 22-19130-1 and 22-19130-2**

Dr. Sparks:

On March 3, 2023, 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 Complaints filed against you in Case Nos. 22-19130-1 and 22-19130-2.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated one (1) count of NRS 630.301(4) Malpractice, and one (1) count of NRS 3062(1)(a) Failure to Maintain Proper Records in Case No. 22-19130-1, three (3) counts of NRS 3062(1)(a) Failure to Maintain Proper Medical Records, and one (1) count of NRS 630.301(7) Violation of Patient Trust and Exploitation of Physician and Patient Relationship for Financial or Personal Gain in Case No. 22-19130-2. For these violations, you shall be publicly reprimanded, and you shall submit to and pass all five (5) sections of the Ethics and Boundaries Assessment Services examination. Additionally, you shall pay a fine of three thousand dollars (\$3,000) as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take five (5) hours of continuing medical education (CME) related to proper record keeping and five (5) hours of CME related to the diagnosis and treatment of heart conditions, in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada.

The Board formally and publicly reprimands you 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

December 15, 2022

Mark Taylor, M.D.
c/o Linda K. Rurangirwa, Esq.
Collinson Daehnke Inlow & Greco
2110 E. Flamingo Road, Suite 212
Las Vegas, NV 89119

**Re: In the Matter of Charges and Complaint
Against Mark Taylor, M.D.
BME Case No. 22-24456-1**

Dr. Taylor:

On December 2, 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, violation of NRS 630.301(4), Malpractice. For this, you shall be publicly reprimanded and shall pay a fine of two thousand dollars (\$2,000) 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) relating to the culture of safety, 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 formally and publicly reprimand you 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

March 3, 2023

Muhammad N. Tufail, M.D.
c/o Nausheen Peters, Esq.
Lewis Brisbois Bisgaard & Smith
6385 S. Rainbow Blvd., Suite 600
Las Vegas, NV 89118

**Re: In the Matter of Charges and Complaint
Against Muhammad N. Tufail, M.D.
BME Case No. 22-12872-1**

Dr. Tufail:

On March 3, 2023, 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 Case No. 22-12872-1.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated one (1) count of NRS 630.301(4) Malpractice, and one (1) count of NRS 630.3062(1)(a) Failure to Maintain Proper Medical Records. For these violations, you shall be publicly reprimanded, and you shall pay a fine of two thousand two hundred fifty dollars (\$2,250), as well as the Board's fees and costs incurred in the investigation and prosecution of this matter. Further, you shall take ten (10) hours of continuing medical education (CME) related to proper medical record keeping, in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada.

The Board formally and publicly reprimands you 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

March 3, 2023

Edward S. Victoria, M.D.
c/o Crane Pomerantz, Esq.
Clark Hill PLLC
1700 Pavilion Center Dr., Suite 500
Las Vegas, NV 89135

**Re: In the Matter of Charges and Complaint
Against Edward S. Victoria, M.D.
BME Case No. 22-33039-1**

Dr. Victoria:

On March 3, 2023, 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 Case No. 22-33039-1.

In accordance with its acceptance of the Agreement, the Board entered an Order finding you violated four (4) counts of NRS 630.3062(1)(a) Failure to Maintain Proper Medical Records, and four (4) counts of NRS 630.306(1)(b)(2) Violation of Standards of Practice Established by Regulation by Engaging in the Practice of Writing Prescriptions for Controlled Substances in a Manner That Deviates from the Model Policy. For these violations, you shall be publicly reprimanded, and you shall submit to and pass all five (5) sections of the Ethics and Boundaries Assessment Services examination. 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 ten (10) hours of continuing medical education (CME) related to medical record keeping, in addition to any regular CME hours imposed upon you as a condition of licensure in the State of Nevada.

The Board formally and publicly reprimands you 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

December 22, 2022

Dietrich Von Feldmann, M.D.
7696 Stone Bluff Way
Reno, NV 89523

**Re: In the Matter of Charges and Complaint
Against Dietrich Von Feldmann, M.D.
BME Case No. 22-31575-1**

Dr. Von Feldmann:

On December 2, 2022, the Nevada State Board of Medical Examiners (Board) issued a disciplinary order in relation to the formal Complaint filed against you in the above-referenced matter.

After its adjudication of the matter, the Board entered an Order finding you violated Count I, violation of NRS 630.301(4) Malpractice. For this, you shall be publicly reprimanded, and you are required to attend a physical and mental examination which shall test your competence to continue to practice medicine. Additionally, you shall pay a fine of \$2,000 as well as the Board’s fees and costs incurred in the investigation and prosecution of this matter. Further, if it is found you are competent to continue to practice medicine, you shall take twelve hours of continuing medical education (CME) related to the management of surgical patients with potential colon perforations 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 formally and publicly reprimand you 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

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NEVADA STATE BOARD OF MEDICAL EXAMINERS

9600 Gateway Drive

Reno, NV 89521