

1 4. At 2120, approximately forty-five minutes after his presentation, Respondent
2 ordered morphine, nitroglycerine, and lopressor to be administered to Patient A in response to his
3 complaints of pain. Patient A continued to be evaluated and reported having “minimal pain” for
4 the next few hours. At approximately 2240, two hours after Patient A’s presentation to the
5 hospital, Respondent ordered a second echocardiogram for Patient A. Comparisons between the
6 results of the second echocardiogram and the previously accomplished one indicated a possible
7 myocardial infarction. Respondent then contacted a cardiologist for consultation; the cardiologist
8 recommended an urgent cardiac catheterization, which was accomplished on Patient A shortly
9 thereafter.

10 5. Section 630.301(4) of the Nevada Revised Statutes provides that malpractice,
11 defined as the failure to use the reasonable knowledge, skill and expertise ordinarily used in
12 similar circumstances, is grounds for discipline.

13 6. Respondent committed malpractice in the course of providing care and treatment to
14 Patient A when he failed to be more aggressive in his attempts to alleviate Patient A’s complaints of
15 pain and when he failed to accomplish additional echocardiograms, earlier in Patient A’s treatment
16 course, which would have sooner alerted Respondent as to the need to seek assistance of a
17 cardiological specialist, and is subject to discipline by the Nevada State Board of Medical
18 Examiners as provided in NRS 630.352.

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

20 1. That the Nevada State Board of Medical Examiners fix a time and place for a formal
21 hearing;

22 2. That the Nevada State Board of Medical Examiners give Respondent notice of the
23 charges herein against him, the time and place set for the hearing, and the possible sanctions against
24 him;

25 3. That the Board determine what sanctions it deems appropriate to impose for the
26 violation committed by Respondent; and


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

DATED this 3rd day of December, 2009.

By: 
Edward Cousineau
Attorney for the Investigative Committee of the
Nevada State Board of Medical Examiners

OFFICE OF THE GENERAL COUNSEL

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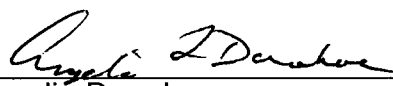
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CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on the 3rd day of December 2009, I served a file copy of the COMPLAINT, PATIENT DESIGNATION, copy of Appointment Letter along with FINGERPRINT INFORMATION, by mailing USPS certified mail to the following:

David Sack, M.D.
500 N. Rainbow Blvd., Ste. 203
Las Vegas, NV 89107

Dated this 3rd day of December 2009.



Angelia Donohoe
Legal Assistant