

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

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6 **In The Matter of Charges and**
7 **Complaint Against**
8 **JAMES SOMERS, P.A.-C,**
9 **Respondent.**

Case No. 10-19294-1

FILED

JUL 07 2010

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

10
11 **COMPLAINT**

12 The Investigative Committee of the Board of Medical Examiners of the state of Nevada,
13 composed of Charles N. Held, M.D., Chairman, Theodore B. Berndt, M.D. Member, and Valerie Clark,
14 Member, by and through Bradley O. Van Ry, Deputy General Counsel for the Nevada State Board of
15 Medical Examiners, having a reasonable basis to believe that James Somers, P.A.-C, hereinafter
16 referred to as "Respondent," has violated the provisions of NRS Chapter 630, hereby issues its formal
17 Complaint, stating the Investigative Committee's charges and allegations, as follows:

18 1. Respondent's license is currently in active status (License No. PA658) and was so
19 licensed at all times herein and was licensed by the Nevada State Board of Medical Examiners on
20 August 17, 2000 pursuant to Chapter 630 of the Nevada Revised Statutes.

21 2. Patient A was a fifty-two year old male at the time of the matters in question. His true
22 identity is not disclosed to protect his privacy, but his identity is disclosed in the Patient Designation
23 served on Respondent along with a copy of this Complaint.

24 3. On October 6, 2003, Patient A was first seen by Respondent. Respondent had already
25 undergone previous treatment and two (2) weeks of antibiotics from a previous provider for an infection
26 of the third left finger. Despite the failure of the antibiotic regimen to clear up the infection,
27 Respondent placed Patient A on antibiotics for another month.

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1 WHEREFORE, the Investigative Committee prays:

2 1. That the Nevada State Board of Medical Examiners give Respondent notice of the
3 charges herein against him and give him notice that he may file an answer to the Complaint herein as set
4 forth in Section 630.339 of the Nevada Revised Statutes within twenty (20) days of service of the
5 Complaint.

6 2. That the Nevada State Board of Medical Examiners set a time and place for a formal
7 hearing after holding an Early Case Conference pursuant to NRS §630.339(3);

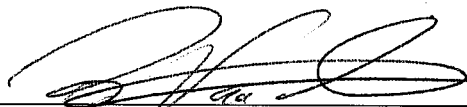
8 3. That the Nevada State Board of Medical Examiners determine what sanctions it
9 determines to impose if it determines there has been a violation or violations of the Medical Practice
10 Act (Nevada Revised Statutes Chapter 630) committed by Respondent; and

11 4. That the Nevada State Board of Medical Examiners make, issue and serve on
12 Respondent its findings of facts, conclusions of law and order, in writing, that includes the sanctions
13 imposed; and

14 5. That the Nevada State Board of Medical Examiners take such other and further action as
15 may be just and proper in these premises.

16 DATED this 7th day of July, 2010.

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

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20 By: 
21 Bradley O. Van Ry
22 Deputy General Counsel for the Investigative Committee of the Nevada
23 State Board of Medical Examiners
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VERIFICATION

STATE OF NEVADA)
 : ss.
COUNTY OF DOUGLAS)

Charles N. Held, M.D., hereby deposes and states under penalty of perjury under the laws of the state of Nevada that he is the Chairman of the Investigative Committee of the Nevada State Board of Medical Examiners that authorized the foregoing Complaint against the Respondent herein; that he has read the foregoing Complaint; and that based upon information discovered during the course of the investigation into a complaint against Respondent, that he believes the allegations and charges in the foregoing Complaint against Respondent are true, accurate, and correct.

DATED this 7th day of July, 2010.



CHARLES N. HELD, M.D.


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CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 7th day of July 2010; I served a file copy of the Complaint, Patient Designation and Fingerprint Information by mailing via USPS certified return receipt mail to the following:

James Somers, P.A.-C.
3315 E. Russell Rd Ste A-4 #410
Las Vegas, NV 89120

Dated this 7th day of July 2010.



Angella L. Donohoe
Legal Assistant