

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

3 * * * * *

4 In The Matter of Charges and)
5 Complaint Against)
6 NAVNEET SHARDA, M.D.,)
7 Respondent.)
8 _____)

Case No. 08-11856-1

FILED

JUN 13 2011

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: _____

9
10 **AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER**

11 The above-entitled matter came on regularly for decision before the Nevada State
12 Board of Medical Examiners, hereinafter "Board," on Friday, March 5, 2011, at the
13 Board's offices located at 1105 Terminal Way, Suite 301, Reno, Nevada, 89502, and by
14 video conference at the offices of the Nevada State Board of Dental Examiners located
15 at 6010 S. Rainbow Boulevard, Building A, Suite 1, Las Vegas, Nevada 89118, on the
16 Complaint filed herein. Respondent Navneet Sharda, M.D., hereinafter "Respondent,"
17 was present at the meeting in Las Vegas with his attorney, Jacob Hafter, Esq.

18 The matter came on regularly for reconsideration before the Board on
19 Friday, June 11, 2010, at the Board's offices in Reno, and by video conference to the
20 offices of the Nevada State Board of Dental Examiners in Las Vegas. Respondent was
21 present at the meeting at the Las Vegas location with his attorney, Jacob Hafter, Esq.

22 On July 9, 2011, the Board filed its Findings of Fact, Conclusions of Law and
23 Order and Respondent subsequently filed a timely Petition for Judicial Review in the
24 Eighth Judicial District Court.

25 Judge Allan Earl issued the decision of the Court on May 11, 2011 and in
26 accordance with the findings and order of the Court, the Board hereby makes its
27 **AMENDED FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER** in this matter
28 as follows:

1 **AMENDED FINDINGS OF FACT**

2 **I.**

3 Respondent held a license to practice medicine in the State of Nevada at all
4 relevant times.

5 **II.**

6 On October 9, 2008, the Investigative Committee filed the Complaint in this
7 matter alleging violations of Chapter 630 of the Nevada Revised Statutes. An Amended
8 Complaint was subsequently filed on October 17, 2008.

9 **III.**

10 On October 26, 2009, a hearing was held before an appointed hearing officer on
11 the allegations contained within the Amended Complaint. Respondent was present
12 without counsel. The Investigative Committee was represented by Lyn E. Beggs, Esq.
13 At the time of hearing, counts VI and VIII were dismissed.

14 **IV.**

15 Patient A was a seventy-four-year-old female who underwent a double
16 mastectomy in August 2002 and subsequently saw Respondent for radiation therapy,
17 which began in September 2002 and was completed in November 2002.

18 Patient B, a sixty-three-year-old female, began to see Respondent in 2004 for
19 follow-up care for a previous left mastectomy for left breast cancer. In July 2004,
20 Patient B reported lower back pain and for the next several months underwent multiple
21 diagnostic studies.

22 In December 2004, Patient B underwent a CT scan which indicated biapical
23 pleural and parenchymal disease and some focal nodular thickening in the left apex. A
24 PET scan was then performed which indicated abnormal soft tissue in the lung apices
25 with abnormal hypermetabolic activity raising question of carcinoma. These diagnostic
26 studies were performed at UMC.

27 Medical records for both Patients A and B appear to be incomplete and lacking in
28 information regarding the radiation therapy that each received.

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V.

The Board finds by a preponderance of the evidence that Respondent violated NRS 630.3062(1) as alleged in Count IX of the Amended Complaint as Respondent's medical records for Patients A and B are lacking in information regarding the radiation treatment provided to both patients and are lacking in detail regarding the care of each patient.

VII.

If any of the foregoing Findings of Fact is more properly deemed a Conclusion of Law, it may be so construed.

AMENDED CONCLUSIONS OF LAW

I.

The Board has jurisdiction over Respondent.

II.

Respondent was properly served with notice of the hearing via certified mail at the address on file with the Board pursuant to NRS and NAC chapters 630 and NRS chapter 233B.

III.

The Board concludes that that Respondent has violated NRS 630.3062(1) as described above and accordingly is subject to discipline pursuant to NRS 630.352.

IV.

If any of the foregoing Conclusions of Law is more properly deemed a Finding of Fact, it may be so construed.

AMENDED ORDER

Based upon the foregoing Amended Findings of Fact and Conclusions of Law, and good cause appearing therefore,

IT IS HEREBY ORDERED that:

1. Respondent shall be issued an amended public reprimand with the previously issued public reprimand in this matter being rescinded.

2. Respondent shall reimburse the Board the reasonable costs and expenses incurred in the investigation and prosecution of this case in the amount of \$19,902.16 within sixty (60) days of the date of the filing of this Order.

3. Counts I, II, III, IV, V and VII are dismissed.

Dated this 10th day June, 2011.

NEVADA STATE BOARD OF MEDICAL EXAMINERS



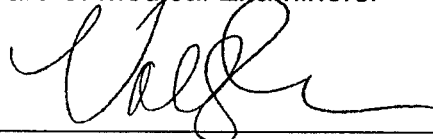
Charles N. Held, President
Nevada State Board of Medical Examiners

CERTIFICATION

I certify that the foregoing is the full and true original FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER on file in the office of the Board of Medical Examiners in the matter of NAVNEET SHARDA, M.D., Case no. 08-11856-1.

I further certify that CHARLES N. HELD, M.D., is the President of the Nevada State Board of Medical Examiners and that full force and credit is due to his official acts as such; and that the signature to the foregoing ORDER is the signature of said CHARLES N. HELD, M.D.

IN WITNESS THEREOF, I have hereunto set my hand in my official capacity as Secretary-Treasurer of the Nevada State Board of Medical Examiners.



VALERIE CLARK
Secretary-Treasurer
Nevada State Board of Medical Examiners