Vevada State Board of Medical Examiners

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BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF NEVADA

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In The Matter of Charges and)	Case No. 11-7265-1
Complaint Against))	FILED
ALLAN JEFFREY STAHL, M.D.,)	MAY - 6 2011
Respondent.))	NEVADA STATE BOARD OF MEDICAL EXAMINERS By:

COMPLAINT

The Investigative Committee of the Nevada State Board of Medical Examiners, composed at the time filing of Charles N. Held, M.D., Chairman, Theodore B. Berndt, M.D., Member, and Valerie J. Clark, BSN, RHU, LUTCF, Member, having a reasonable basis to believe that Allan Jeffrey Stahl, M.D., hereinafter referred to as Respondent, has violated the provisions of NRS Chapter 630, hereby issues its formal Complaint, stating the Investigative Committee's charges and allegations, as follows:

- Respondent's license is currently listed as active status (License No. 6419), and has 1. been so licensed since March 21, 1992 by the Nevada State Board of Medical Examiners pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes.
- Patient A was a seventy-eight year old (78) male at the time of the incidents in 2. question. His true identity is not disclosed to protect his privacy, but his identity is disclosed in the Patient Designation served on Respondent along with a copy of this Complaint.
- 3. On February 22, 2010, Patient A presented to Summerlin Hospital for elective placement of a permanent pacemaker by Respondent. As Respondent began to insert the pacemaker, complications arose.
- 4. Respondent inadvertently placed the left ventricle. Respondent further failed to recognize the incorrect placement.

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- 5. Respondent then made multiple attempts to place the atrial lead. It was inserted, repositioned and removed. The placement of a new lead was subsequently attempted several times. Finally, the atrial lead was inserted and remained off. A lead revision was planned for the following day.
- 6. The attempted placement of the pacemaker took almost two (2) hours. It was never adequately accomplished by Respondent.
- 7. Significantly, Respondent missed at least six (6) signs/symptoms that indicated problems with the pacemaker placement during the course of the attempted placement. Any one of these signs/symptoms should have alerted Respondent to the erroneous placement of the guide wire and leads.
- 8. These signs/symptoms include pulsatile flow through the puncture needle, the abnormal path of the guide wire, the bleeding around the sheath(s) as they entered the artery, the abnormal path of the ventricular pacing electrode, the abnormal deflection of the paced beats on the physiologic monitor and the atypical shape of the right atrial lead when advanced.

Count I

- 9. All of the allegations contained in the above paragraphs are hereby incorporated by reference as though fully set forth herein.
- 10. Nevada Administrative Code Section 630.040 defines malpractice as the failure of a physician, in treating a patient, to use the reasonable care, skill, or knowledge ordinarily used under similar circumstances.
- 11. Nevada Revised Statute Section 630,301(4) provides that malpractice is grounds for initiating disciplinary action against a licensee.
- 12. Respondent failed to use the reasonable care, skill, or knowledge ordinarily used under the same or similar circumstances by, among other things, when he failed and omitted to recognize the aforementioned signs/symptoms during the attempted placement of the pacemaker; and, failed and omitted to follow-up on the signs/symptoms to ensure that the pacemaker was placed correctly.

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13. By reason of the foregoing, Respondent is subject to discipline by the Nevada State Board of Medical Examiners as provided in Section 630.352 of the Nevada Revised Statutes.

WHEREFORE, the Investigative Committee prays:

- That the Nevada State Board of Medical Examiners give Respondent notice of the 1. charges herein against him and give him notice that he may file an answer to the Complaint herein as set forth in Section 630.339 of the Nevada Revised Statutes within twenty (20) days of service of the Complaint;
- 2. That the Nevada State Board of Medical Examiners set a time and place for a formal hearing after holding an Early Case Conference pursuant to NRS 630.339(3);
- 3. That the Nevada State Board of Medical Examiners determine what sanctions it determines to impose if it determines there has been a violation or violations of the Medical Practice Act (Nevada Revised Statutes Chapter 630) committed by Respondent;
- 4. That the Nevada State Board of Medical Examiners make, issue and serve on Respondent its findings of facts, conclusions of law and order, in writing, that includes the sanctions imposed; and
- 5. That the Nevada State Board of Medical Examiners take such other and further action as may be just and proper in these premises.

DATED this day of May, 2011.

THE INVESTIGATIVE COMMITTEE OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:

Van Ry, Esq.

Deputy General Counsel and Attorney for the Investigative Committee

VERIFICATION

STATE OF NEVADA)
COLDITY OF DOLICE AS	; ss.
COUNTY OF DOUGLAS)

655-889 (577) 655-889 (577)

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 ______ day of May, 2011.

CHARLES N. HELD, M.D.

OFFICE OF THE GENERAL COUNSEL Nevada State Board of Medical Examiners 1105 Terminal Way #301 Reno, Nevada 89502 (775) 688-2559

CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 9th day of May 2011, I served a file copy of the COMPLAINT, PATIENT DESIGNATION & Fingerprint Information, by mailing via USPS certified return receipt mail to the following:

Allan Stahl, M.D. 653 N. Town Center Dr., Ste. 400 Las Vegas, NV 89144

Dated this 9th day of May 2011.

Angelia L. Donohoe Legal Assistant