

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

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

\* \* \* \* \*

In The Matter of Charges and )  
Complaint Against )  
ANTHONY LEE, M.D. )  
Respondent. )

Case No. 11-18873-1

**FILED**

**JUL 25 2011**

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS

By: 

**COMPLAINT**

The Investigative Committee of the Nevada State Board of Medical Examiners, composed at the time filing was approved of Benjamin J. Rodriguez, M.D., Beverly Neyland, M.D., and Ms. Donna Ruthe, having a reasonable basis to believe that Anthony Lee, M.D. (hereinafter "Respondent") has violated the provisions of NRS Chapter 630, hereby issues its formal Complaint, stating the Investigative Committee's charges and allegations, as follows:

1. Respondent is currently licensed in active status (License No. 10826), and was so licensed on March 1, 2004 by the Nevada State Board of Medical Examiners pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes.

2. Patient A was a twenty-year-old female at the time of the incident in question. Her true identity is not disclosed to protect her privacy, but her identity is disclosed in the Patient Designation served on Respondent along with a copy of this Complaint

3. On June 5, 2008, Patient A was brought to the operating room for a possible ruptured ovarian cyst or possible appendicitis and the operative report indicates that an exploratory laparoscopy, a right ovarian cystectomy and an appendectomy were performed. Respondent acted as the anesthesiologist during the procedure.

4. During the surgical procedure, Patient A fell off the operative table. Respondent allegedly was able to support Patient A's head and shoulders while she was caught by the others

1 present in the operating room. Her IV and endotracheal tube were not disturbed. Patient A was  
2 placed back on the operative table and was re-prepped and re-draped.

3 5. There is no mention of the incident contained anywhere within the anesthesia  
4 record.

5 **Count I**

6 6. Section 630.3062(1) of the Nevada Revised Statutes (NRS) provides that failure to  
7 maintain timely, legible, accurate and complete medical records relating to the diagnosis,  
8 treatment and care of a patient is grounds for initiating discipline against a licensee.

9 7. Respondent failed to maintain accurate and complete records regarding Patient A  
10 when he failed to document the incident involving Patient A coming off of the operating table in the  
11 anesthesia record and accordingly is in violation of NRS 630.3062(1).

12 8. By reason of the foregoing, Respondent is subject to discipline by the Nevada State  
13 Board of Medical Examiners as provided in NRS 630.352.

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

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

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

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

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

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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 25<sup>th</sup> day of July, 2011.

THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 

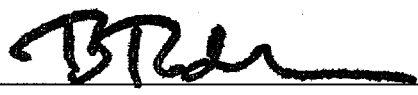
Lyn E. Beggs, Esq.  
General Counsel and Attorney for the Investigative Committee

VERIFICATION

STATE OF NEVADA )  
                              ) : ss.  
COUNTY OF CLARK )

BENJAMIN J. RODRIGUEZ, M.D., having been duly sworn, hereby deposes and states under penalty of perjury that he is the Chairman of the Investigative Committee of the Nevada State Board of Medical Examiners that authorized the complaint against the Respondent herein; that he has read the foregoing Complaint; and that based upon information discovered in the course of the investigation into a complaint against Respondent, he believes that the allegations and charges in the foregoing Complaint against Respondent are true, accurate, and correct.

DATED this 25<sup>th</sup> day of July, 2011.



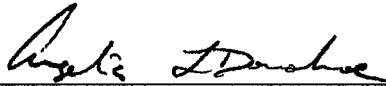
BENJAMIN J. RODRIGUEZ, M.D.

**CERTIFICATE OF MAILING**

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 25<sup>th</sup> day of July 2011, I served a file copy of the COMPLAINT, PATIENT DESIGNATION, SETTLEMENT, WAIVER & CONSENT AGREEMENT, along with FINGERPRINT information via USPS e-certified mail to the following:

Anthony Lee, M.D.  
7326 W. Cheyenne Ave.  
Las Vegas, NV 89129

Dated this 25<sup>th</sup> day of July 2011.



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Angelia L. Donohoe  
Legal Assistant

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