

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

3 * * * * *

4 **In The Matter of Charges and**)
5)
6 **Complaint Against**)
7)
8 **MARYANNE D. PHILLIPS, M.D.**)
9)
10 **Respondent.**)
_____)

Case No. 11-10032-1

FILED

JAN 28 2011

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: _____

11 **COMPLAINT**

12 The Investigative Committee of the Nevada State Board of Medical Examiners, composed,
13 at the time filing was approved, of Charles N. Held, M.D., Theodore B. Berndt, M.D. and
14 Ms. Valerie Clark, BSN, RHU, LUTCF, having a reasonable basis to believe that
15 Mary Anne D. Phillips, M.D., hereinafter referred to as Dr. Phillips, has violated the provisions of
16 NRS Chapter 630, hereby issues its formal Complaint, stating the Investigative Committee's
17 charges and allegations, as follows:

- 18 1. Dr. Phillips is currently licensed in active status (License No. 7635), and was
19 originally licensed on December 21, 1995 by the Nevada State Board of Medical Examiners
20 pursuant to the provisions of Chapter 630 of the Nevada Revised Statutes.
- 21 2. Dr. Phillips primarily practices in the area of pain management.
- 22 3. Patient A is a forty-nine-year-old male. His true identity is not disclosed to protect
23 his privacy, but his identity is disclosed in the Patient Designation served on Dr. Phillips along
24 with a copy of this Complaint.
- 25 4. Patient A was initially treated by Dr. Phillips in California; however after relocating
26 to Nevada, he began to see her in Nevada as well for treatment of lower back and hip pain.
- 27 5. Dr. Phillips prescribed controlled substances for pain to Patient A between
28 November 2003 and April 2010, primarily Norco.

Count IV

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2 25. NRS 630.3062(1) provides that the failure to maintain timely, legible, accurate and
3 complete medical records relating to the diagnosis, treatment and care of a patient is grounds for
4 initiating discipline against a physician.

5 26. Dr. Phillips violated NRS 630.3062(1) when she failed to keep accurate records for
6 Patient A when she failed to note in her records that she did not see Patient A in person and
7 instead spoke with him by phone and when she created a fraudulent record for Patient A on April
8 15, 2010 indicating that she had seen Patient A when in fact he was out of the country.

9 27. By reason of the foregoing, Dr. Phillips is subject to discipline by the Nevada State
10 Board of Medical Examiners as provided in NRS 630.352.

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

12 1. That the Nevada State Board of Medical Examiners give Dr. Phillips notice of the
13 charges herein against her and give her notice that she may file an answer to the Complaint herein
14 as set forth in Section 630.339 of the Nevada Revised Statutes within twenty (20) days of service
15 of the Complaint;

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

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

21 4. That the Nevada State Board of Medical Examiners make, issue and serve on
22 Dr. Phillips its findings of facts, conclusions of law and order, in writing, that includes the
23 sanctions imposed; and

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CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 28th day of January 2011; I served a file copy of the Complaint, Patient Designation & Fingerprint Information by mailing via USPS Certified Return Receipt mail to the following:

Maryanne D. Phillips, M.D.
7835 S Rainbow Blvd
Las Vegas, NV 89139

Dated this 28th day of January 2011.



Angelia L. Donohoe
Legal Assistant

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