

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)
KEVIN R. BUCKWALTER, M.D.,)
Respondent.)

Case No. 08-12069-1

FILED

AUG 31 2011

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

**ORDER LIFTING SUMMARY SUSPENSION OF RESPONDENT'S
ABILITY TO PRESCRIBE, ADMINISTER, OR DISPENSE CONTROLLED
SUBSTANCES AND DIRECTING THE MATTER BACK TO THE
HEARING OFFICER TO PRESIDE OVER THE FORMAL HEARING ON
THE MATTER**

On August 30, 2011, the Nevada State Board of Medical Examiners (Board) conducted a telephonic Board meeting to consider the recommendations included in the Order Withdrawing Order Scheduling Briefing Re Threshold Issues and Directing Investigative Committee to Forthwith Schedule Post-Deprivation Hearing Issues as an Action Item with the Nevada State Board of Medical Examiners, which was filed on July 26, 2011, and prepared by Mr. Patrick Dolan, Esq., the underlying Hearing Officer to the matter.

A quorum of the members of the Board who constitute the adjudicative panel in this matter, consisting of Javaid Anwar, M.D., Beverly A. Neyland, M.D., Ms. Donna A. Ruthe and Mrs. Sue Lowden, Board Members, were present telephonically. Bradley O. Van Ry, Deputy General Counsel for the Board, representing the Investigative Committee of the Board, was present in the Board's Reno office, and Jacob L. Hafter, Esq., representing Dr. Kevin R. Buckwalter, was present telephonically. Additionally, Harry B. Ward, Deputy Attorney General, was present telephonically, and served as counsel for the Board.


///

1 The adjudicative panel, having reviewed relevant materials related to the July 26, 2011
2 Hearing Officer's Order, hearing advocacy from the respective parties, and after deliberation,
3 moved and voted unanimously in favor of lifting the summary suspension of Dr. Kevin R.
4 Buckwalter's ability to prescribe, administer, or dispense controlled substances. Moreover, the
5 Board moved and voted unanimously in favor of having the underlying formal hearing related to
6 the matter be heard in front of the currently assigned Hearing Officer.

7 **IT IS SO ORDERED.**

8 Dated this 31st day of August, 2011.

9 NEVADA STATE BOARD OF MEDICAL EXAMINERS

10
11 By: 
12 _____
13 Javaid Anwar, M.D.
14 Presiding Board Member
15
16
17
18
19
20
21
22
23
24
25
26
27
28