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

\* \* \* \* \*

**In the Matter of Charges and  
Complaint Against  
Jorge Ysacc Burgos, M.D.,  
Respondent.**

**Case No. 16-26547-1**

**FILED**  
**AUG 11 2017**  
NEVADA STATE BOARD OF  
MEDICAL EXAMINERS  
By: 

**COMPLAINT**

The Investigative Committee<sup>1</sup> (IC) of the Nevada State Board of Medical Examiners (Board) hereby issues this formal Complaint (Complaint) against Jorge Burgos, M.D. (Respondent), a physician licensed in Nevada. After investigating this matter, the IC has a reasonable basis to believe that Respondent has violated provisions of Nevada Revised Statutes (NRS) chapter 630 and Nevada Administrative Code (NAC) chapter 630 (collectively Medical Practice Act). The IC alleges the following facts:

1. Respondent is licensed in Nevada in active status (License No. 10622) and was licensed by the Board on August 27, 2003.

2. On or about September 21, 2016, Respondent was arrested for open and gross lewdness with female patients. On or about October 20, 2016, Respondent was again arrested for additional counts of open and gross lewdness with female patients. Respondent was released on bail the following day.

3. On or about February 2, 2017, an Amended Indictment alleging three counts of open and gross lewdness against Respondent was filed, and Respondent entered into a Guilty Plea Agreement.

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<sup>1</sup> The Investigative Committee (IC) of the Nevada State Board of Medical Examiners (Board) was composed of Board members Dr. Wayne Hardwick, Chairman, M. Neil Duxbury, Member, Dr. Aury Nagy.

1 4. On or about July 27, 2017, Respondent with his legal counsel appeared before the Eighth  
2 Judicial District Court in Clark County, Nevada, and was adjudged to be guilty of three (3) counts  
3 of Open or Gross Lewdness (Gross Misdemeanor) in violation of NRS 201.210. Respondent was  
4 sentenced as follows: 1) on Count 1 – to Clark County Detention Center (CCDC) for 364 days, on  
5 Count 2 to CCDC for 364 days, consecutive to Count 1, and on Count 3, to CCDC to 364  
6 consecutive to Count 1 and 2; placed on probation for an indeterminate period not to exceed three  
7 (3) years;

8 5. Respondent is to comply with the standard terms of probation set forth in the Presentence  
9 Investigation Report, in addition to the following special conditions: (a) complete a sex offender  
10 treatment program as recommended by the Division of Parole & Probation (P & P); (b) attend  
11 thirty (30) therapy sessions; (c) take online empathy course for at least four (4) hours; (d) serve  
12 seven (7) days flat time, beginning on Friday July 28, 2017, to be served on Friday evening with  
13 release on Sunday; (e) avoid use of alcohol to excess, which is a 0.08 standard; (f) abide by any  
14 curfew as deemed necessary by P & P; (g) no contact whatsoever with the victim or victim's  
15 family, unless they decide to continue seeking medical treatment with Respondent; and, h) report  
16 to P & P on July 31, 2017 and register as a sex offender in accordance with NRS 179D.460 within  
17 48 hours after sentencing.

18 **Count I**

19 **NRS 630.301(9) (Engaging in conduct that brings the medical profession into disrepute)**

20 6. All of the allegations contained in the above paragraphs are hereby incorporated by  
21 reference as though fully set forth herein.

22 7. NRS 630.301(9) provides that engaging in conduct that brings the medical profession into  
23 disrepute, including, without limitation, conduct that violates any provision of a code of ethics  
24 adopted by the Board by regulation based on a national code of ethics is grounds for initiating  
25 disciplinary action.

26 8. Respondent engaged in conduct that brings the medical profession into disrepute by  
27 engaging in conduct that amounted to open and gross lewdness with his female patients.

28 9. By reason of the foregoing, Respondent is subject to discipline by the Board as provided in

1 NRS 630.352.

2 **Count II**

3 **NRS 630.301(11)(g) (Conviction of a sexually related crime)**

4 10. All of the allegations contained in the above paragraphs are hereby incorporated by  
5 reference as though fully set forth herein.

6 11. NRS 630.301(11)(d) provides that conviction of sexual assault, statutory sexual seduction,  
7 incest, lewdness, indecent exposure or any other sexually related crime is grounds for initiating  
8 disciplinary action.

9 12. Respondent was convicted of three counts of Open and Gross Lewdness with his female  
10 patients.

11 13. Based on these facts, Respondent was convicted of three counts of a sexually related  
12 crime.

13 14. By reason of the foregoing, Respondent is subject to discipline by the Board as provided  
14 in NRS 630.352.

15 **Count III**

16 **NRS 630.301(11)(g) (Conviction of an offense involving moral turpitude)**

17 15. All of the allegations contained in the above paragraphs are hereby incorporated by  
18 reference as though fully set forth herein.

19 16. NRS 630.301(11)(g) provides that conviction of any offense involving moral turpitude is  
20 grounds for initiating disciplinary action.

21 17. Respondent was convicted of three counts of Open and Gross Lewdness.

22 18. Open and Gross Lewdness is an offense involving moral turpitude.

23 19. By reason of the foregoing, Respondent is subject to discipline by the Board as provided  
24 in NRS 630.352.

25 **WHEREFORE**, the IC prays that the Board:

26 20. Give Respondent notice of the charges set forth in this Complaint;

27 21. Give Respondent notice that Respondent may file an answer to the Complaint as set forth  
28 in NRS 630.339(2) within 20 days of service of the Complaint;

1 22. Set a time and place for a formal hearing after holding an Early Case Conference pursuant  
2 to NRS 630.339(3);


3 23. Determine the sanctions it will impose if it finds Respondent violated the Medical Practice  
4 Act;

5 24. Make, issue, and serve on Respondent, in writing, its findings of fact, conclusions of law  
6 and order, which shall include the sanctions, if imposed; and

7 25. Take such other and further action as may be just and proper in this matter.

8 Dated this 14th day of August, 2017.

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10 INVESTIGATIVE COMMITTEE OF THE  
11 NEVADA STATE BOARD OF MEDICAL EXAMINERS

12  
13 By:   
14 Robert Kilroy, Esq.  
15 General Counsel  
16 Jasmine K. Mehta, Esq.  
17 Deputy General Counsel  
18 Attorneys for the Investigative Committee  
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VERIFICATION

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STATE OF NEVADA            )  
  : ss.  
COUNTY OF WASHOE        )

Dr. Wayne Hardwick, 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 based upon information discovered during the course of the investigation into a complaint against Respondent, he believes the allegations and charges in the foregoing Complaint against Respondent are true, accurate and correct.

Dated this 11th day of August, 2017.

  
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Dr. Wayne Hardwick, M.D.  
Chairman, Investigative Committee  
Nevada State Board of Medical Examiners

CERTIFICATE OF SERVICE

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I hereby certify that I am employed by the Nevada State Board of Medical Examiners and that on the 11<sup>th</sup> day of August, 2017, I served a file-stamped copy of the COMPLAINT and FINGERPRINT INFORMATION, via USPS e-certified return receipt mail to the following:

Jorge Ysacc Burgos, M.D.  
6440 Sky Pointe Drive, Suite 140-239  
Las Vegas, NV 89131

DATED this 11<sup>th</sup> day of August, 2017.

  
Kimberly Rosling, Employee