

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

3 * * * * *

4
5 **In the Matter of Charges and**)
6 **Complaint Against**)
7 **Jose Hiram Alvarez, M.D.,**)
8 **Respondent.**)
9 _____)

Case No. 17-28177-1

FILED

MAR - 7 2017

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: _____

10
11 **COMPLAINT**

12 The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners,
13 having a reasonable basis to believe that Jose Hiram Alvarez, M.D. (hereinafter referred to as
14 Dr. Alvarez or Respondent), has violated the provisions of Nevada Revised Statutes (NRS)
15 Chapter 630 and Nevada Administrative Code (NAC) Chapter 630 (collectively, the Medical
16 Practice Act), hereby issues its formal Complaint, stating the IC's charges and allegations, as
17 follows:

18 **Respondent's Licensure Status**

19 1. Respondent is currently licensed in active status (License No. 10765), and was so
20 licensed on December 5, 2003, by the Nevada State Board of Medical Examiners, pursuant to the
21 provisions of NRS Chapter 630.

22 2. On or about January 22, 2016, the Arizona Medical Board issued Findings of Fact,
23 Conclusions of Law and Order for Letter of Reprimand in the Matter of Jose H. Alvarez, M.D.
24 (Case No. MD-14-1074A) for failing to maintain adequate medical records on a patient.

25 3. At no time did Respondent report in writing to the Nevada State Board of Medical
26 Examiners that disciplinary action had been taken against him by the Arizona Medical Board.
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28 ¹ The Investigative Committee of the Nevada State Board of Medical Examiners, at the time the filing of this
Complaint was approved, was composed of Wayne Hardwick, M.D., Theodore B. Berndt, M.D., and Mr. M. Neil
Duxbury.

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Count I

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

5. NRS 630.301(3) provides that any disciplinary action, including the revocation, suspension, modification or limitation of a license to practice any type of medicine, taken by another state, is grounds for initiating disciplinary action against a licensee.

6. The Arizona Medical Board issued Findings of Fact, Conclusions of Law and Order for Letter of Reprimand on or about January 22, 2016, regarding Respondent's failure to maintain adequate records on a patient which is disciplinary action taken by another state.

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

Count II

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

9. NRS 630.306(1)(k) provides that failure by a licensee or applicant to report in writing, within 30 days, any disciplinary action taken against the licensee or applicant by another state, the Federal Government or a foreign country, including, without limitation, the revocation, suspension or surrender of a license to practice medicine in another jurisdiction, is grounds for initiating disciplinary action.

10. Respondent was disciplined by the Arizona Medical Board as described above.

11. Respondent failed to timely report the disciplinary action taken by the Arizona Medical Board.

12. Accordingly, Respondent is in violation of NRS 630.306(1)(k).

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

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WHEREFORE, the Investigative Committee prays:

1. That the Nevada State Board of Medical Examiners give Respondent notice of the charges herein against him and give him notice that he may file an answer to the Complaint herein as set forth in NRS 630.339(2) 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);

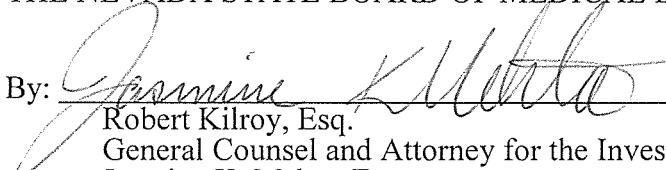
3. That the Nevada State Board of Medical Examiners determine what sanctions to impose if it determines there has been a violation or violations of the Medical Practice Act committed by Respondent;

4. That the Nevada State Board of Medical Examiners make, issue and serve on Respondent its findings of fact, 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 7th day of March, 2017.

INVESTIGATIVE COMMITTEE OF
THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 
Robert Kilroy, Esq.
General Counsel and Attorney for the Investigative Committee
Jasmine K. Mehta, Esq.
Deputy General Counsel and Attorney for the Investigative Committee


VERIFICATION

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STATE OF NEVADA)
 : ss.
COUNTY OF WASHOE)

Wayne Hardwick, 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 7th day of MARCH, 2017.



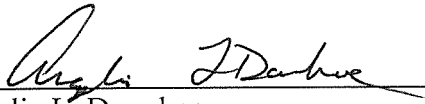
Wayne Hardwick, M.D.

CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on 7th day of March 2017; I served a file copy of COMPLAINT & Fingerprint Information, via USPS certified electronic return receipt mail to the following:

Jose Hiram Alvarez, M.D.
2739 Sunridge Heights Pkwy.
Henderson, NV 89052

Dated this 7th day of March, 2017.



Angelia L. Donohoe
Legal Assistant