

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

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

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**In the Matter of Charges and
Complaint Against
Steven Victor Gurland, M.D.,
Respondent.**

Case No. 18-40263-1

FILED

JAN 17 2018

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

COMPLAINT

The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners (Nevada Board), hereby issues this formal Complaint against Steven Victor Gurland, M.D. (hereinafter referred to as Dr. Gurland or Respondent), a licensed physician 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, the Medical Practice Act).

The IC alleges the following facts:

1. Respondent is a medical doctor currently licensed in active status (License No. 14565). Respondent was issued his license from the Nevada Board on October 11, 2012, pursuant to NRS Chapter 630.
2. Respondent failed to demonstrate compliance with the Alaska Continuing Medical Education (CME) requirements on his Alaska State Medical Board (Alaska Board) 2015-2016 Physician Biennial License Renewal application.
3. On November 3, 2016, the Alaska Board accepted Respondent's Voluntary Surrender of his Medical License (Alaska Physician License No. MED S 7336) in lieu of imposition of disciplinary sanctions, effective immediately.

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.

1 4. Respondent did not report to the Nevada Board in writing within 30 days the
2 disciplinary action taken by the Alaska Board.

3 5. On February 13, 2017, based on the action taken by the Alaska Board, the Virginia
4 Board of Medicine (Virginia Board) issued an Order of Mandatory Suspension of Respondent's
5 license (License No. 0101-252731).

6 6. Respondent did not report to the Nevada Board in writing within 30 days the
7 disciplinary action taken by the Virginia Board.

8 7. On March 3, 2017, Respondent entered into a Consent Order with the Maryland
9 Board of Physicians (Maryland Board), whereupon he agreed to pay a fine of Five Thousand
10 Dollars (\$5,000.00) and provide proof of 100 Category I CME credits before he could renew his
11 Maryland medical license in 2018. The Maryland Board's action was based on notification
12 regarding the actions of the Alaska Board.

13 8. On March 29, 2017, Respondent reported to the Nevada Board via letter the actions
14 described herein in paragraphs 3, 5, and 7. Respondent's letter was untimely as to his reporting of
15 the actions taken by the Alaska Board and the Virginia Board, but was timely in reporting the
16 action taken by the Maryland Board.

17 9. On April 18, 2017, on his Nevada medical license renewal application, Respondent
18 answered "NO" to the following three separate questions:

19 1) Have you had a medical license or license to practice any other healing art revoked,
20 suspended, limited or restricted in any state, country or U.S. territory?

21 2) Have you voluntarily surrendered a license to practice medicine or any other healing art
22 in any state, country or U.S. territory in lieu of any disciplinary action?

23 3) Have you been: a) asked to respond to an investigation; b) notified that you are under
24 investigation for; c) investigated for; d) charged with; or e) convicted of any violation of a
25 statute, rule or regulation governing your practice as a physician by any medical licensing
26 board ... other than the Nevada State Board of Medical Examiners?

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Count I

NRS 630.301(3)

(Disciplinary Action by Another Licensing Board)

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

11. NRS 630.301(3) provides that any disciplinary action, including, without limitation, the revocation, suspension, modification or limitation of a license to practice any type of medicine, taken by another state ... or the surrender of the license or discontinuing the practice of medicine while under investigation by any licensing authority is grounds for initiating disciplinary action or denying licensure.

12. Respondent was disciplined by the Alaska Board for failing to demonstrate compliance with Alaska CME requirements on his Alaska 2015-2016 Physician Biennial License Renewal application.

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

Count II

NRS 630.306(1)(k)

(Failure to Report Disciplinary Action)

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

15. NRS 630.306(1)(k) provides that the failure by a licensee to report in writing, within 30 days, any disciplinary action taken against the licensee by another state is grounds for initiating disciplinary action or denying licensure.

16. Respondent did not report to the Board in writing within 30 days the disciplinary action taken by the Alaska Board.

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

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Count V

NRS 630.304(1)

(Dishonesty in Renewing a License)

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

27. NRS 630.304(1) provides that renewing a license to practice medicine by fraud or misrepresentation or by any false, misleading, inaccurate or incomplete statement is grounds for initiating disciplinary action or denying licensure.

28. Respondent renewed his license to practice medicine by fraud and misrepresentation and by a false, misleading, inaccurate and incomplete statement by answering “NO” to the following question on his April 18, 2017, Nevada medical license renewal application:

Have you voluntarily surrendered a license to practice medicine or any other healing art in any state, country or U.S. territory in lieu of any disciplinary action?

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

Count VI

NRS 630.304(1)

(Dishonesty in Renewing a License)

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

31. NRS 630.304(1) provides that renewing a license to practice medicine by fraud or misrepresentation or by any false, misleading, inaccurate or incomplete statement is grounds for initiating disciplinary action or denying licensure.

32. Respondent renewed his license to practice medicine by fraud and misrepresentation and by a false, misleading, inaccurate and incomplete statement by answering “NO” to the following question on his April 18, 2017, Nevada medical license renewal application:

1 Have you been: a) asked to respond to an investigation; b) notified that you are under
2 investigation for; c) investigated for; d) charged with; or e) convicted of any violation of a
3 statute, rule or regulation governing your practice as a physician by any medical licensing
4 board ... other than the Nevada State Board of Medical Examiners?

5 33. By reason of the foregoing, Respondent is subject to discipline by the Nevada
6 Board as provided in NRS 630.352.

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

8 1. That the Nevada State Board of Medical Examiners give Respondent notice of the
9 charges herein against him and give him notice that he may file an answer to the Complaint herein
10 as set forth in NRS 630.339(2) within twenty (20) days of service of the Complaint;

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


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

16 4. That the Nevada State Board of Medical Examiners make, issue and serve on
17 Respondent its findings of fact, conclusions of law and order, in writing, that includes the
18 sanctions imposed; and

19 5. That the Nevada State Board of Medical Examiners take such other and further
20 action as may be just and proper in these premises.

21 DATED this 17 day of January, 2018.

22 INVESTIGATIVE COMMITTEE OF
23 THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

24 By: 

25 Robert Kilroy, Esq., General Counsel
26 Aaron Bart Fricke, Esq., Deputy General Counsel
27 Donald K. White, Esq., Deputy General Counsel
28 Attorneys for the Investigative Committee

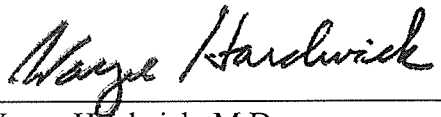
VERIFICATION

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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 17th day of January, 2018.



Wayne Hardwick, M.D.