

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

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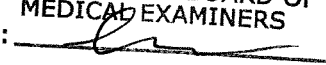
4 **In the Matter of Charges and**
5 **Complaint Against**
6 **ADAM JACE NADELSON, M.D.,**
7 **Respondent.**

Case No. 19-43942-1

FILED

APR 15 2019

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: 

8
9 **COMPLAINT**

10 The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners
11 (Board), by and through Aaron Bart Fricke, Esq., Deputy General Counsel and attorney for the IC,
12 having a reasonable basis to believe that Adam Jace Nadelson, M.D. (Respondent) violated the
13 provisions of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC)
14 Chapter 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating the IC's
15 charges and allegations as follows:

16 1. Respondent is and at all times relative to this Complaint was a physician holding an
17 active license to practice medicine in the State of Nevada (License No. 16006). Respondent was
18 originally licensed by the Board on July 20, 2015.

19 **A. Respondent's Discipline by the Illinois Medical Board**

20 2. Respondent was at all times relevant to this Complaint a holder of a license to
21 practice medicine in the State of Illinois, License No. 036.135198. The license was issued by the
22 Department of Financial and Professional Regulation of the State of Illinois, Division of
23 Professional Regulation (Illinois Board).

24 3. Pursuant to and as provided in a Consent Order issued by the Illinois Board on or
25 about June 22, 2017, in Illinois Board Case No. 2015-10978, to which Order Respondent
26 consented in writing on or about May 16, 2017, in July 2014, Respondent entered a three-year
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28 ¹ The Investigative Committee (IC) of the Nevada State Board of Medical Examiners (Board), at the time this formal
Complaint was authorized for filing, was composed of Board members Wayne Hardwick, M.D., Chairman,
Mr. M. Neil Duxbury, and Aury Nagy, M.D.

1 plastic surgery fellowship at Rush University Medical Center (Rush) in Chicago, Illinois. On
2 December 20, 2015, Respondent was disciplined by this program when Rush learned that
3 Respondent completed and signed his Postgraduate Training Verification using the program
4 director's signature stamp without the program director's direct knowledge or permission.

5 4. Pursuant to and as provided in the Consent Order, Respondent and the Illinois
6 Board agreed that Respondent be permitted to enter into a Consent Order with the Illinois Board,
7 providing for the imposition of disciplinary measures. Respondent consented to and the Illinois
8 Board ordered that Respondent be officially reprimanded, fined \$10,000, and ordered to attend an
9 Ethics and Boundaries Examination, among other orders.

10 **Count I**

11 **NRS 630.301(3) (Disciplinary Action by Another State)**

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

14 6. NRS 630.301(3) provides that any disciplinary action taken by another state is
15 grounds for initiating disciplinary action against a licensee.

16 7. The Consent Order For Reprimand, issued on or about June 22, 2017, in Illinois
17 Board Case No. 2015-10978, was a disciplinary action taken by another state.

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

20 **B. Respondent's Discipline by the Louisiana Medical Board**

21 9. Respondent was at all times relevant to this Complaint a holder of a license to
22 practice medicine in the State of Louisiana, Certificate No. 300477.

23 10. Pursuant to and as provided in a Consent Order for Reprimand issued by the
24 Louisiana State Board of Medical Examiners (Louisiana Board) on or about March 12, 2018, in
25 Louisiana Board Case No. 16-I-520, to which Order Respondent consented in writing on or about
26 February 26th, 2018, the Louisiana Board conducted an investigation of the appropriateness of
27 supervision of nursing staff and the potential permitting of the unauthorized practice of medicine
28 by Respondent while serving as a physician provider and proprietor of a business operating in

1 New Orleans, Louisiana. During the course of the investigation, the records of several patients,
2 who had received medical services in the form of administration of intravenous medications in
3 non-clinical settings, were reviewed by the Louisiana Board's investigator. The investigator
4 believed these records demonstrated that the services rendered, as documented, may not have been
5 in keeping with the standards of care. On his own behalf, Respondent acknowledged that the
6 printed documentation of the patient encounters should have been more clear, and he asserted that
7 he had demonstrated changes in protocols and documentation which he believed to be within the
8 prevailing standard.

9 11. Predicated upon the foregoing information, the Louisiana Board initiated formal
10 administrative proceedings against Respondent's license to practice medicine in Louisiana.
11 Pursuant to the Consent Order for Reprimand, Respondent consented to and the Louisiana Board
12 ordered that Respondent be officially reprimanded, fined \$2,000, and ordered to attend a course in
13 medical ethics and professionalism, among other orders.

14 **Count II**

15 **NRS 630.301(3) (Disciplinary Action by Another State)**

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

18 13. NRS 630.301(3) provides that any disciplinary action taken by another state is
19 grounds for initiating disciplinary action against a licensee.

20 14. The Consent Order for Reprimand issued by the Louisiana Board on or about
21 March 12, 2018, in Louisiana Board Case No. 16-I-520, was a disciplinary action taken by another
22 state.

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

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1 **C. Respondent’s Operation of an IV Infusion Business in Nevada in Violation of**
2 **Nevada Prescribing Laws and the Medical Practice Act**

3 16. Respondent was at all relevant times the proprietor of a business named “The I.V.
4 Doc,” as well as “THE I.V. DOCTOR OF CALIFORNIA, P.C.,” a California Professional
5 Corporation whose foreign entity registration with the Nevada Secretary of State has been revoked
6 as of the filing of this Complaint (The IV Doc). Respondent, doing business as The IV Doc, was
7 at all times relevant to this Complaint engaged in the business of offering various elective
8 intravenous therapies and concierge medical services in Nevada.

9 17. On or around October 28, 2017, Respondent, doing business as The IV Doc, and
10 providing services through an employee, agent and/or contractor who was not licensed to practice
11 medicine in Nevada, provided intravenous hydration and vitamin treatment to Patient A in a hotel
12 room at the Palms Hotel located at 4321 W. Flamingo Rd., Las Vegas, NV 89103. Patient A’s
13 true identity is not disclosed herein to protect his or her privacy, but is disclosed in the Patient
14 Designation served upon Respondent along with a copy of this Complaint.

15 18. Patient A never had any contact with Respondent, or any other medical doctor,
16 physician assistant or other professional licensed to practice medicine in Nevada, prior to the
17 administration of intravenous infusion therapy by Respondent’s employee, agent and/or
18 contractor.

19 19. Respondent failed to conduct a full medical examination, assess and inform
20 Patient A of the risks and benefits of the treatment, or develop a treatment plan prior to the
21 employee, agent and/or contractor administering the intravenous infusion.

22 20. Respondent failed to maintain timely, legible, accurate and complete medical
23 records relating to the diagnosis, treatment and care of Patient A.

24 21. Respondent required and directed his employee, agent and/or contractor to obtain,
25 access or otherwise possess, and to administer this intravenous infusion, and permitted access to
26 and possession of dangerous drugs, requiring his employee, agent and/or contractor to store and
27 access intravenous fluids, supplements and other infusion equipment among his or her personal
28 property.

1 contrary to the provisions of NRS Chapter 630 or the regulations of the Board by, *inter alia*,
2 authorizing The IV Doc staff to administer a dangerous drug to a patient who had not been
3 examined by Respondent and with whom he did not have a bona fide therapeutic relationship and
4 for whom he had not made any diagnosis or determination that the dangerous drug was medically
5 necessary.

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

8 **Count VI**

9 **NRS 630.3062(1)(a) (Failure to Maintain Proper Medical Records)**

10 38. All of the allegations in the above paragraphs are hereby incorporated as if fully set
11 forth herein.

12 39. NRS 630.3062(1)(a) provides that the failure to maintain timely, legible, accurate
13 and complete medical records relating to the diagnosis, treatment and care of a patient is an act,
14 among others, that constitutes grounds for initiating disciplinary action.

15 40. Pursuant to NAC 630.830, as delegating practitioner, Respondent is professionally
16 responsible for the safety and performance of each task which is delegated to a medical assistant.

17 41. Respondent and his medical assistants failed to maintain timely, legible, accurate
18 and complete medical records by failing to include patient histories, clinical notes, examination
19 findings, tests performed, procedures performed, dangerous drugs and hypodermic devices used,
20 administered or prescribed, or therapeutic procedures that were actually performed that can be
21 attributed to Respondent, among other omissions.

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

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

25 1. That the Board give Respondent notice of the charges herein against him and give
26 him notice that he may file an answer to the Complaint herein as set forth in NRS 630.339(2)
27 within twenty (20) days of service of the Complaint;

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