

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

3 \* \* \* \* \*

4 **In the Matter of Charges and**  
5 **Complaint Against**  
6 **DAVID ROBERT GOLAN, M.D.,**  
7 **Respondent.**

Case No. 19-10467-1

**FILED**

**JAN 24 2019**

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS  
By: 

8  
9 **COMPLAINT**

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

16 1. Respondent is, and was at all times relevant to this case, a physician licensed to  
17 practice medicine in the State of Nevada (License No. 7091). His license was originally issued  
18 by the Board on June 11, 1994.

19 **A. Respondent's Treatment of Patient A**

20 2. Patient A's true identity is not disclosed herein to protect his or her privacy, but is  
21 disclosed in the Patient Designation served upon Respondent along with a copy of this Complaint.

22 3. Respondent was a close personal friend of Patient A.

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28 <sup>1</sup> 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, Theodore B. Berndt, M.D., and Mr. M. Neil Duxbury.

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**COUNT I**

**NRS 630.306(1)(b)(2) (Violation of Standards of Practice)**

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

5. Respondent treated Patient A for chronic pain with opioid analgesics.

6. Violation of a standard of practice adopted by the Board is grounds for disciplinary action pursuant to NRS 630.306(1)(b)(2).

7. The Board adopted by reference the *Model Policy on the Use of Opioid Analgesics in the Treatment of Chronic Pain*, July 2013, published by the Federation of State Medical Boards of the United States, Inc. (Model Policy).

8. Pursuant to NAC 630.230(1)(k), a licensee shall not engage in the practice of writing prescriptions for controlled substances to treat chronic pain in a manner that deviates from the policies set forth in the *Model Policy on the Use of Opioid Analgesics in the Treatment of Chronic Pain* adopted by reference in NAC 630.187.

9. On information and belief, Respondent wrote prescriptions to Patient A for opioid analgesics to treat chronic pain in a manner that deviated from the Model Policy.

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

**WHEREFORE**, the Investigative Committee prays:

1. That the Board give Respondent notice of the charges herein and give notice that an answer to the Complaint herein may be filed as set forth in NRS 630.339(2) within twenty (20) days of service of the Complaint;

2. That the Board set a time and place for a formal hearing after holding an Early Case Conference pursuant to NRS 630.339(3);

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

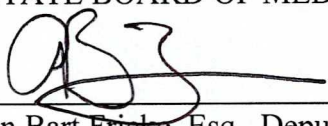
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4. That the Board make, issue and serve on Respondent its findings of fact, conclusions of law and order, in writing, that includes the sanctions imposed; and

5. That the Board take such other and further action as may be just and proper in these premises.

DATED this 24 day of January, 2019.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:   
Aaron Bart Fricke, Esq., Deputy General Counsel  
Attorney for the Investigative Committee

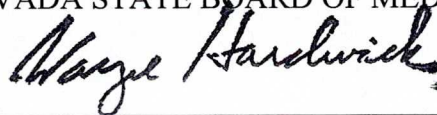
VERIFICATION

1 STATE OF NEVADA )  
2 : ss.  
3 COUNTY OF WASHOE )

4 Wayne Hardwick, M.D., having been duly sworn, hereby deposes and states under penalty  
5 of perjury that he is the Chairman of the Investigative Committee of the Nevada State Board of  
6 Medical Examiners that authorized the Complaint against the Respondent herein; that he has read  
7 the foregoing Complaint; and that based upon information discovered in the course of the  
8 investigation into a complaint against Respondent, he believes that the allegations and charges in  
9 the foregoing Complaint against Respondent are true, accurate and correct.

10 DATED this 24<sup>th</sup> day of January, 2019.

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

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Wayne Hardwick, M.D., Chairman