

BEFORE THE BOARD OF MEDICAL EXAMINERS  
OF THE STATE OF NEVADA

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In the Matter of Charges and  
Complaint Against  
PAUL M. STUMPF, M.D.,  
Respondent.

Case No. 20-10382-1

FILED

AUG 18 2020

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 against Paul M. Stumpf, M.D. (hereinafter referred to as 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 currently, and was at all times relevant to this Complaint, licensed in active status (License No. 7081). Respondent was issued his license from the Board on June 11, 1994, pursuant to the provisions of NRS Chapter 630.

Patient A

2. Patient A was a 75-year-old female at the time of the events at issue. Her true identity is not disclosed herein to protect her privacy but is disclosed in the Patient Designation served upon Respondent along with a copy of this Complaint.

3. Patient A presented for an initial mammogram on or about June 5, 2013, which showed a new abnormality mass.

<sup>1</sup> The Investigative Committee (IC) of the Nevada State Board of Medical Examiners (Board), at the time the filing of this formal Complaint was approved, was composed of Rachakonda D. Prabhu, M.D., Ms. Sandy Peltyn, and Victor Muro, M.D.

1 4. On or about July 12, 2013, Respondent first saw Patient A, who was diagnosed  
2 with invasive ductal carcinoma, Grade 1.

3 5. On or about July 26, 2013, Respondent performed what he called a modified  
4 radical mastectomy with lymph node sampling.

5 6. Pathology returned showing no tumor present, no biopsy site, and no clips in the  
6 specimen. One of two lymph nodes were positive with a micro metastasis.

7 7. There is no documentation indicating that Respondent discussed with Patient A  
8 either the pathology report or that no residual tumor was identified in the specimen.

9 8. On or about July 28, 2014, Patient A underwent a mammogram, which showed a  
10 residual mass with two biopsy clips present with ultrasound showing a mass.

11 9. Patient A was then referred to another surgeon who completed the mastectomy and  
12 performed a node dissection.

13 **COUNT I**

14 **NRS 630.306(1)(b)(2) (Violation of Standards of Practice Established by Regulation)**

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

17 11. Violation of a standard of practice adopted by the Board is grounds for initiating  
18 disciplinary action against a licensee pursuant to NRS 630.306(1)(b)(2).

19 12. NAC 630.210 requires a physician to seek consultation with another provider of  
20 health care in doubtful or difficult cases whenever it appears that consultation may enhance the  
21 quality of medical services.

22 13. Respondent failed to timely seek a new mammogram and subsequent consultation  
23 with a radiologist to determine if there was any residual mass, following surgery to remove Patient  
24 A's breast cancer.

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

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COUNT II

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

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

16. NRS 630.3062(1)(a) provides that failure to maintain timely, legible, accurate and complete medical records relating to the diagnosis, treatment and care of a patient constitutes grounds for initiating disciplinary action against a licensee.

17. Respondent failed to maintain proper medical records in the treatment of Patient A.

18. 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 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

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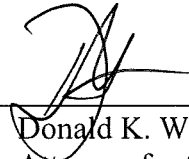
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5. That the Nevada State Board of Medical Examiners take such other and further action as may be just and proper in these premises.

DATED this 18<sup>th</sup> day of August, 2020.

INVESTIGATIVE COMMITTEE OF  
THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:   
Donald K. White, Esq., Deputy General Counsel  
Attorney for the Investigative Committee

VERIFICATION

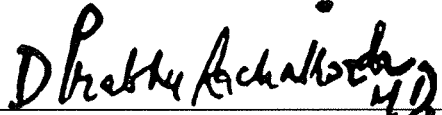
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STATE OF NEVADA            )  
  : ss.  
COUNTY OF CLARK         )

Rachakonda D. Prabhu, 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 18<sup>th</sup> day of August, 2020.

INVESTIGATIVE COMMITTEE OF THE NEVADA  
STATE BOARD OF MEDICAL EXAMINERS

  
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Rachakonda D. Prabhu, M.D., Chairman

1 CERTIFICATE OF MAILING

2 I hereby certify that I am employed by Nevada State Board of Medical Examiners and that  
3 on the ~~13<sup>th</sup>~~<sup>18<sup>th</sup></sup> day of August, 2020, I served a filed copy of the formal COMPLAINT, via USPS e-  
4 certified, return receipt mail to the following:

5 Paul M. Stumpf, M.D.  
6 c/o Edward J. Lemons, Esq.  
7 Lemons, Grundy & Eisenberg  
8 6005 Plumas Street, Suite 300  
9 Reno, NV 89519  
10 (775) 786-6868

11 Dated this 18<sup>th</sup> day of August, 2020.

12 Sheri L. Quigley  
13 Sheri L. Quigley, Legal Assistant  
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OFFICE OF THE GENERAL COUNSEL  
Nevada State Board of Medical Examiners  
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