

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

3 \* \* \* \* \*

4 **In the Matter of Charges and Complaint**  
5 **Against:**  
6 **BERNARD KOFI ADDO-QUAYE, M.D.,**  
7 **Respondent.**

Case No. 20-19197-1

**FILED**

NOV - 4 2020

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS

By: \_\_\_\_\_

8  
9 **FIRST AMENDED COMPLAINT**

10 The Investigative Committee (IC)<sup>1</sup> of the Nevada State Board of Medical  
11 Examiners(Board), by and through Aaron Bart Fricke, Esq., Senior Deputy General Counsel and  
12 attorney for the IC, having a reasonable basis to believe that Bernard Kofi Addo-Quaye, M.D.,  
13 (Respondent), violated the provisions of Nevada Revised Statutes (NRS) Chapter 630 and the  
14 Nevada Administrative Code (NAC) Chapter 630 (collectively Medical Practice Act), hereby  
15 issues its Complaint (Complaint), stating the IC's charges and allegations as follows:

16 1. Respondent was at all times relative to this Complaint a licensed medical doctor  
17 holding an active license to practice medicine in the State of Nevada (License No. 9413).  
18 Respondent was originally licensed by the Board on June 13, 2000.

19 2. Respondent prescribed controlled substance prescriptions and/or dangerous drugs  
20 issued to patients while Respondent was engaged in overseas travel, in violation of  
21 NRS 453.331(1)(f) and (h), NRS 453.401(1)(a), NRS 454.223(2), NAC 453.440, NAC 454.060,  
22 NAC 639.945, 21 CFR § 1306.03, 21 CFR § 1306.04 and/or 21 CFR § 1306.05.

23 3. Respondent permitted an employee or independent contractor, Victor Bruce, MD,  
24 Respondent's preceptee, ("Bruce"), to prescribe controlled substances. However, Bruce was  
25 restricted from prescribing controlled substances. Respondent allowed Bruce to prescribe  
26 controlled substances and/or dangerous drugs under Respondent's credentials by providing blank  
27 \_\_\_\_\_

28 <sup>1</sup> The Investigative Committee of the Nevada State Board of Medical Examiners, at the time this formal  
Complaint was authorized for filing, was composed of Board members Victor M. Muro, M.D., Chairman,  
Ms. April Mastroluca, and Weldon Havins, M.D., J.D.

1 prescription pads with Respondent's pre-printed name, but not his signature, providing log-on  
2 information to e-scribing systems, and/or failing to secure secondary authenticator for e-scribing  
3 controlled substance medications, in violation of NRS 453.226, NRS 453.321, NRS 453.381(1),  
4 NRS 453.401(1), NRS 639.100, NRS 639.235, NRS 639.2813(1), NAC 453.440(1)(c),  
5 NAC 639.945, 21 CFR § 1306.03, 21 CFR § 1306.04 and/or 21 CFR § 1306.05.

6 4. Respondent permitted an employee or independent contractor, Mukwel Aiyuk,  
7 APRN, to prescribe controlled substances/dangerous drugs under Respondent's credentials, in  
8 violation of NAC 639.945(1)(i).

9 5. Respondent permitted an employee or independent contractor, Solomon Joshua,  
10 APRN, to prescribe controlled substances/dangerous drugs under Respondent's credentials, in  
11 violation of NAC 639.945(1)(i).

12 **COUNT I**

13 **NRS 630.306(1)(b)(3)**

14 **(Violation of Statutes and Regulations of the Nevada State Board of Pharmacy)**

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

17 7. NRS 630.306(1)(b)(3) provides that engaging in conduct that violates a provision  
18 of chapter 639 of NRS, or a regulation adopted by the State Board of Pharmacy pursuant thereto,  
19 that is applicable to a licensee who is a practitioner, as defined in NRS 639.0125, is grounds for  
20 initiating discipline against a licensee.

21 8. Respondent is a practitioner as defined by NRS 639.0125(1), as a physician, who  
22 holds a license to practice medicine in the State of Nevada.

23 9. Respondent engaged in conduct that violated chapter 639 of NRS and regulations  
24 adopted by the State Board of Pharmacy including, but not limited to, NRS 639.100,  
25 NRS 639.235, NRS 639.2813(1), and NAC 639.945.

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

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**WHEREFORE**, the IC prays:

1. That the Board 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 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 finds and concludes that there has been a violation or violations of the Medical Practice Act committed by Respondent;
4. That the Board make, issue and serve on Respondent its findings of fact, conclusions of law and order, in writing, to include sanctions to be imposed; and
5. That the Board take such other and further action as may be just and proper in these premises.

Dated this 4 day of November, 2020.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

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

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VERIFICATION

STATE OF NEVADA        )  
                                  : ss.  
COUNTY OF WASHOE    )

Mr. M. Neil Duxbury, 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 4 day of November, 2020.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

*M. NEIL DUXBURY*


M. Neil Duxbury, Chairman

**CERTIFICATE OF SERVICE**

I hereby certify that I am employed by the Nevada State Board of Medical Examiners and that on the 4th day of November, 2020, I served a file-stamped copy of the **FIRST-AMENDED COMPLAINT**, via electronic mail to the following:

Maria Nutile, Esq., at maria@nutilelaw.com  
c/o Bernard Kofi Addo-Quaye  
7395 S. Pecos Road, Ste. 103  
Las Vegas, NV 89120

DATED this 4<sup>th</sup> day of November, 2020.

  
Mercedes Fuentes, Legal Assistant  
Nevada State Board of Medical Examiners

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