

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

3 * * * * *

4
5 **In the Matter of Charges and Complaint**

Case No. 21-46125-1

6 **Against:**

FILED

7 **DEMARIO JAMES SMITH, RRT**

OCT - 6 2021

8 **Respondent.**

9
NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

10 **COMPLAINT**

11 The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners
12 (Board), by and through Brandee Mooneyhan, J.D., Deputy General Counsel and attorney for the
13 IC, having a reasonable basis to believe that DeMario James Smith (Respondent) violated the
14 provisions of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code
15 (NAC) Chapter 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating
16 the IC's charges and allegations as follows:

17 1. Respondent was at all times relative to this Complaint a registered respiratory
18 therapist holding an active license to practice respiratory therapy in the State of Nevada
19 (License No. RC2775). Respondent was originally licensed by the Board on September 2, 2016,
20 and his license was summarily suspended on September 27, 2021.

21 2. On or about January 8, 2018, Respondent entered into a contract with Professionals
22 Recovery Network (PRN). Pursuant to Respondent's contract with PRN, Respondent agreed, in
23 part, to abide by its terms for at least five (5) years; to participate in periodic group counseling
24 sessions; to abstain from mood-altering drugs; to participate in random drug screening; and to pay
25 all related financial obligations.

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28 ¹ 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., Aury Nagy, M.D., and
Ms. Maggie Arias-Petrel.

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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;

4. That the Board award fees and costs for the investigation and prosecution of this case as outlined in NRS 622.400;

5. 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

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

DATED this 6th day of October, 2021.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: Brandee Mooneyhan
BRANDEE M. MOONEYHAN, J.D.
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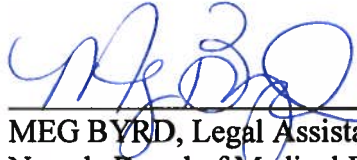
CERTIFICATE OF MAILING

I hereby certify that I am employed by Nevada State Board of Medical Examiners and that on October 7, 2021; I mailed via USPS e-certified return-receipt mail, postage pre-paid, a file-stamped copy of the following document: COMPLAINT

DEMARIO JAMES SMITH, RRT
6109 Blossom Knowll Ave.
Las Vegas, NV 89108

*Certified Mailing No.: 9171 9690 0935 0252 1574 36

Dated this 7th day of October, 2021.



MEG BYRD, Legal Assistant
Nevada Board of Medical Examiners