

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. 22-8666-3

6 **Against:**

FILED

7 **MICHAEL SCOTT MALL, M.D.,**

MAY - 5 2022

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 Donald K. White, Esq., Senior Deputy General Counsel and attorney for
13 the IC, having a reasonable basis to believe that Michael Scott Mall, M.D. (Respondent) violated
14 the 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 medical doctor holding an
18 active license to practice medicine in the State of Nevada (License No. 6074). Respondent was
19 originally licensed by the Board on July 1, 1990.

20 2. Patient A, a female, was approximately fifty-seven (57) years old during the events
21 in question. Patient A's identity is not disclosed herein to protect her privacy but is disclosed in
22 the Patient Designation served upon Respondent along with a copy of this Complaint.

23 3. Respondent treated Patient A from on or about August 2017, until on or about
24 April 2018.

25 4. Patient A presented to Respondent for treatment with complaints of insomnia,
26 stress, fatigue, metabolic syndrome, hypothyroidism, sciatica, and depression.

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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 on November 15, 2019, was composed of Board members Mr. M. Neil Duxbury,
Aury Nagy, M.D., and Michael C. Edwards, M.D., FACS.

1 more. Respondent failed to develop and review a treatment plan considering whether continuing
2 to prescribe Patient A high doses of controlled substances was appropriate.

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

5 **COUNT II**

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

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

9 11. NRS 630.3062(1)(a) provides that the “failure to maintain timely, legible, accurate
10 and complete medical records relating to the diagnosis, treatment and care of a patient” constitute
11 grounds for initiating discipline against a licensee.

12 12. Respondent failed to maintain accurate and complete medical records relating to
13 the diagnosis, treatment, and care of Patient A, by failing to document his medical analysis, or to
14 document a coherent and reasonably safe treatment plan when prescribing controlled substances.

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

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

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

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

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

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

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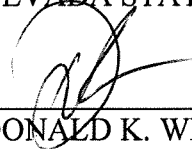
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5. That the Board take such other and further action as may be just and proper in these premises.

DATED this 31 day of May, 2022.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:



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Attorney for the Investigative Committee

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VERIFICATION

STATE OF NEVADA)
 : ss.
COUNTY OF WASHOE)

Bret W. Frey, 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 5th day of May, 2022.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 
BRET W. FREY, M.D.
Chairman of the Investigative Committee