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

\* \* \* \* \*

**In the Matter of Charges and Complaint**

**Case No. 22-8616-1**

**Against:**

**MORTON ISAAC HYSON, M.D.,**

**Respondent.**

FILED

MAY 16 2022

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS

By: 

**COMPLAINT**

The Investigative Committee<sup>1</sup> (IC) of the Nevada State Board of Medical Examiners (Board), by and through Donald K. White, J.D., Senior Deputy General Counsel and attorney for the IC, having a reasonable basis to believe that Morton Isaac Hyson, M.D., (Respondent) violated the provisions of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC) Chapter 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating the IC's charges and allegations as follows:

1. Respondent was at all times relative to this Complaint a medical doctor holding an active license to practice medicine in the State of Nevada (License No. 6062). Respondent was originally licensed by the Board on July 1, 1990.

2. On November 27, 2020, Respondent entered into a Settlement Agreement with the IC and was approved by the Board on December 4, 2020.

3. Notably, a restriction/condition contained in the Settlement Agreement was a requirement for Respondent to have a female chaperone with him when treating female patients and to document these events in his medical records.

4. On June 4, 2021, Respondent appeared before the Board, during a regularly held Board meeting, along with his attorney and requested that the Board remove the aforementioned

<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 Bret W. Frey, M.D., Chairman, Chowdhury H. Ashan, M.D., Ph.D., FACC, and Col. Eric D. Wade, USAF (Ret.).

1 restriction from his license to practice medicine. During his appearance, Respondent adamantly  
2 assured the Board that he would keep the chaperone in place and gave the Board permission to  
3 randomly retrieve his records to determine if he was utilizing the chaperone(s) appropriately. The  
4 Board voted on the request by Respondent and the request was approved to remove the restriction  
5 of having a chaperone during Respondent's treatment of female patients. However, the Board  
6 made clear to Respondent that it continued to have the expectation for him to have a chaperone,  
7 but it would not be a condition on his license.

8 5. On June 16, 2021, the Board filed an Order removing the restriction/condition from  
9 Respondent's license to practice medicine in the State of Nevada, with the understanding he  
10 would continue to utilize chaperones.

11 6. Upon information and belief, on or about February 7, 2022, Patient A<sup>2</sup> visited  
12 Respondent for consultation about a neurological test. This was a normal visit and nothing  
13 seemed out of the ordinary to Patient A.

14 7. Upon information and belief, Patient A returned to Respondent's office for  
15 performance of the nuerological test on or about February 9, 2022.

16 8. Upon information and belief, Respondent began the second portion of Patient A's  
17 test by puncturing her arm approximately five (5) times with a needle without properly sterilizing  
18 her skin.

19 9. Upon information and belief, Patient A was extremely uncomfortable when  
20 Respondent was performing his part of the test on February 9, 2022, which included unlawful and  
21 unsolicited sexual touching without Patient A's consent, without a chaperone present in the room.

22 10. Upon information and belief, Respondent forcefully shoved money into the hand of  
23 Patient A at the conclusion of her visit, all while begging her to return for another visit.

24 **COUNT I**

25 **NRS 630.301(5) – Engaging in Any Sexual Activity with a Patient**

26 11. All of the allegations contained in the above paragraphs are hereby incorporated by  
27 reference as though fully set forth herein.

28 \_\_\_\_\_  
<sup>2</sup> Patient A's true identity is not disclosed herein to protect her privacy, but was disclosed in the Patient Designation served upon Respondent along with a copy of the Order for Summary Suspension.



**COUNT III**

**NRS 630.301(7) – Engaging in Conduct That Violates Patient Trust and Exploits the Physician-Patient Relationship for Personal Gain**

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

21. NRS 630.301(7) states that engaging in conduct that exploits the doctor/patient relationship and violates the trust of a patient for personal gain is grounds for disciplinary action.

22. Patient A willingly met with Respondent behind closed doors because she trusted him not to attempt to sexually exploit her during her visit. However, Respondent did just that by aggressively fondling her foot and body and attempting to kiss her without her consent. Patient A trusted him as a licensed medical doctor referred to her by her surgeon and Respondent violated that trust.

23. Upon information and belief, Respondent was trying to obtain his own sexual gratification without Patient A’s consent by groping and fondling portions of her body for his own personal gain.

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

**COUNT IV**

**NRS 630.301(9) - Disreputable Conduct**

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

26. NRS 630.301(9) provides that engaging in conduct that brings the medical profession into disrepute constitutes grounds for initiating disciplinary action.

27. Respondent engaged in conduct that brings the medical profession into disrepute by subjecting Patient A to unlawful and unwanted sexual touching during her visit on or about February 9, 2022.

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

COUNT V

**NRS 630.306(1)(p) – Engaging in Unprofessional and Unsafe Conduct**

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

30. NRS 630.306(1)(p) provides that engaging in conduct that is unprofessional and unsafe are grounds for disciplinary action.

31. Respondent was to perform a second part of the neurological test on Patient A which required skin penetration with needles. Upon information and belief, Respondent did not sterilize her skin before using any needle. Such conduct is unsafe and unprofessional in a clinical setting.

32. Upon information and belief, Respondent sexually groped her and attempted to kiss her on the mouth which is extremely unprofessional conduct in a clinical setting.

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

COUNT VI

**NRS 630.306(1)(b)(1) – Deceptive Conduct**

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

35. NRS 630.306(b)(1) states that engaging in conduct that is intended to deceive is grounds for disciplinary action.

36. Respondent appeared before the Board on June 4, 2021, and clearly stated he would have a chaperone in the room during all encounters with female patients since it is “it makes sense in this day and age to do so.” He led the Board to believe he was intending to fully comply with this requirement whether the condition remained on his license or not. However, upon information and belief Respondent intended to deceive the Board, so that he could continue his disreputable conduct with female patients when left alone in an examination room with them.

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

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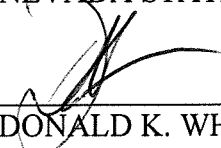
**WHEREFORE**, the Investigative Committee prays:

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 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 16<sup>th</sup> day of May, 2022.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

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

  
DONALD K. WHITE, J.D.  
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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 16<sup>th</sup> 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*