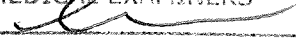


BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF NEVADA

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In the Matter of Charges and Complaint
Against:
HAMID SHAKERI, M.D.,
Respondent.

Case No. 22-20775-1

FILED
AUG - 3 2022
NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: 

FIRST AMENDED COMPLAINT

The Investigative Committee¹ (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 Hamid Shakeri, 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 First Amended 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. 11161). Respondent was originally licensed by the Board on September 27, 2004.

2. Respondent served under the title of "Medical Director" of Aesthetics Med Spa (AMS) in or about 2016, located at 6295 Sharlands Avenue, Suite 1, Reno, Nevada 89523.

3. At all relevant times alleged herein, Aesthetics Med Spa, with a Nevada business license listing of Aesthetics Medical Training LLC (Aesthetics Med Spa) (AMS), was a Nevada limited liability company with its principal place of business located at 6295 Sharlands Avenue, Suite 1, Reno, Nevada 89523.

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¹ The Investigative Committee of the Nevada State Board of Medical Examiners, at the time the filing of this Complaint was approved, was composed of Rachakonda D. Prabhu, M.D., Mr. M. Neil Duxbury and Victor M. Muro, M.D.

1 4. Jasmine Wells (Wells) was AMS's noncommercial Registered Agent, and sole
2 Officer and Managing Member.

3 5. AMS, through its managing member Wells, advertised itself as a "medical spa"
4 "specializing" in medical procedures, products and treatments including in-part, laser hair
5 removal, Botox, dermal filler injections, Latisse, medical skin peels, as well as non-medical
6 aesthetic and cosmetological services.

7 6. Respondent was an independent contractor of AMS.

8 7. Respondent was not a manager, agent, officer or employee of AMS.

9 8. Respondent had no ownership or member interest in AMS, nor did he have
10 contractual authority to manage the affairs of AMS.

11 9. Neither Wells, any of AMS's employees or other independent contractors were
12 employed by Respondent during the time Respondent served as Medical Director of AMS.

13 10. At all times relevant to the facts alleged herein, neither Wells, nor any other
14 member, manager, employee or independent contractor of AMS, was licensed by any Nevada
15 professional licensing board in the State of Nevada pursuant to chapters 630 to 637, inclusive, 639
16 or 640 of the NRS. In fact, only one (1) registered nurse was listed as an employee of the
17 business.

18 11. No person in any way affiliated with or employed by AMS held a Nevada medical
19 license issued by the Board during the time Respondent served under the title Medical Director,
20 other than Respondent himself.

21 12. Wells was at all relevant times a Nevada licensed "Esthetician" (License # A-3199)
22 and listed under the name of "Jasbinder Wells."

23 13. There is no indication that Respondent was ever personally present at AMS during
24 his time serving under the title Medical Director. Due to the absence of the sole medical
25 practitioner on the premises of AMS, no procedures could have been directly supervised by
26 Respondent, making all invasive tasks performed at AMS the very definition of the unlicensed
27 practice of medicine in Nevada. Respondent never personally saw the patients to establish an

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1 official doctor/patient relationship to provide him the authority to prescribe medications, such as
2 Botox, to be carried out by a registered nurse or a medical assistant.

3 14. AMS's medical records show no indication that Respondent supervised, contacted
4 or consulted Wells or anyone else at AMS in-person, or by any other means, during Respondent's
5 service as Medical Director.

6 15. NRS 630.0129 defines a "medical assistant" as: 1) a person who (a) performs
7 clinical tasks under the supervision of a physician or physician assistant, and (b) does not hold a
8 license, certificate or registration issued by a professional licensing or regulatory board in this
9 State to perform such clinical tasks; and 2) the term does not include a person who performs only
10 administrative, clerical, executive or other nonclinical tasks.

11 **COUNT I**

12 **NRS 630.306(1)(r) - Failure to Adequately Supervise Medical Assistants**

13 16. All of the allegations in the above paragraphs are hereby incorporated as if fully set
14 forth herein.

15 17. NRS 630.306(1)(r) provides that a failure to adequately supervise a medical
16 assistant pursuant to the regulations of the Board is an act that constitutes grounds for initiating
17 disciplinary action.

18 18. By the conduct described herein, Respondent failed to adequately supervise, or
19 supervise in any way, Wells, and all other employees, as well as any and all independent
20 contractors of AMS in their performance of medical tasks during his time as Medical Director.

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

23 **COUNT II**

24 **NRS 630.305(1)(e) - Aiding in the Practice of Medicine by Unlicensed Person(s)**

25 20. All of the allegations in the above paragraphs are hereby incorporated as if fully set
26 forth herein.

27 21. NRS 630.305(1)(e) provides that the aiding, assisting, employing or advising,
28 directly or indirectly, any unlicensed person(s) to engage in the practice of medicine contrary to

1 the provisions of NRS 630 or the regulations of the Board is an act, among others, that constitutes
2 grounds for initiating disciplinary action.

3 22. By the conduct described herein, to the extent that Respondent did not delegate
4 medical tasks to Wells and/or AMS's agents and employees as medical assistants, or to the extent
5 that their actions were not authorized by Respondent, Respondent nonetheless aided, assisted and
6 advised these unlicensed persons, both directly and indirectly, in their engaging in the practice of
7 medicine contrary to the provisions of NRS 630 or the regulations of the Board.

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

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

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

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

16 3. That the Board determine the sanctions it will impose if it finds Respondent
17 violated the Medical Practice Act;

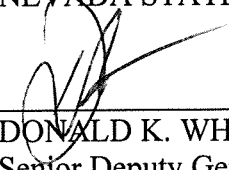
18 4. That the Board make, issue and serve upon the Respondent, in writing, its findings
19 of fact, conclusions of law and order, in writing which shall include the sanctions imposed; and

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

22 DATED this 3rd day of August, 2022.

23 INVESTIGATIVE COMMITTEE OF THE
24 NEVADA STATE BOARD OF MEDICAL EXAMINERS

25 By:


26 DONALD K. WHITE, J.D.
27 Senior Deputy General Counsel
28 9600 Gateway Drive
Reno, NV 89521
Email: dwhite@medboard.nv.gov
Attorney for the Investigative Committee

VERIFICATION

1 STATE OF NEVADA)
2 : ss.
3 COUNTY OF CLARK)

4 Victor M. Muro, M.D., having been duly sworn, hereby deposes and states under penalty
5 of perjury that he is the Chairman of the Investigative Committee of the Nevada State Board of
6 Medical Examiners that authorized the Complaint against the Respondent herein; that he has read
7 the foregoing Complaint; and that based upon information discovered in the course of the
8 investigation into a complaint against Respondent, he believes that the allegations and charges in
9 the foregoing Complaint against Respondent are true, accurate and correct.

10 DATED this 3rd day of August, 2022.

11 INVESTIGATIVE COMMITTEE OF THE
12 NEVADA STATE BOARD OF MEDICAL EXAMINERS

13 By: U M Muro
14 VICTOR M. MURO, M.D.
15 *Chairman of the Investigative Committee*
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