

OFFICE OF THE GENERAL COUNSEL  
Nevada State Board of Medical Examiners  
9600 Gateway Drive  
Reno, Nevada 89521  
(775) 688-2559

**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**

**AUG 24 2022**

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS

By: 

**FIRST AMENDED 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 that Respondent shall have a female chaperone employed and present during all female patient encounters and document such a chaperone within the 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 all conditions and

<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 restrictions on his medical license, thereby reinstating an unrestricted license. During his  
2 appearance, Respondent adamantly assured the Board that if the Condition was lifted, he would  
3 continue to comply with the conditions set forth in the Settlement Agreement of  
4 December 4, 2020, in order to address the Board's original concerns and honor the intent of the  
5 Settlement Agreement. Specifically, Respondent represented that he would continue to keep a  
6 female chaperone employed and present during all female patient encounters and that he would  
7 document the presence of the chaperone within the medical records. It was further represented  
8 that if the Condition was removed, the matter would be remanded back to the Investigative  
9 Committee, which would have the ability to determine whether Respondent would indeed comply  
10 with the representations made during the appearance.

11 5. Relying on Respondent's representations, on June 16, 2021, the Board filed an  
12 Order removing the restriction/condition from Respondent's license to practice medicine in the  
13 State of Nevada and remanded the matter back to the Board's Investigative Committee, based on  
14 the agreement that he would continue to utilize chaperones.

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

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

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

23 9. Upon information and belief, Patient A was uncomfortable when Respondent was  
24 performing this part of the test on February 9, 2022, which included unnecessary touching of her  
25 arms and foot without a female chaperone present in the room.

26 10. Upon information and belief, on February 9, 2022, Respondent spoke to Patient A  
27 and acted in a manner which made her feel uncomfortable.

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.

1 11. Upon information and belief, Respondent did not employ a female chaperone on  
2 February 7 and 9, 2022.

3 12. Upon information and belief, Respondent did not have a female chaperone present  
4 during his patient encounters with Patient A on February 7 and 9, 2022.

5 **COUNT I**

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

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

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

11 15. Respondent was to perform a second part of the neurological test on Patient A  
12 which required skin penetration with needles.

13 16. Upon information and belief, Respondent did not sterilize her skin before using any  
14 needle.

15 17. Upon information and belief, Respondent unnecessarily touched Patient A's arms  
16 and foot and spoke to her and acted in a manner that made her feel uncomfortable.

17 18. Such conduct is unprofessional and potentially unsafe in a clinical setting.

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

20 **COUNT II**

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

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

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

26 22. Respondent appeared before the Board on June 4, 2021, and represented that if an  
27 Order Removing Conditions from his License was entered, he would continue to comply with the  
28 conditions set forth in the Settlement Agreement of December 4, 2020 in order to address the

1 Board's original concerns and the honor intent of the Settlement Agreement. Specifically,  
2 Respondent represented that he would continue to keep a female chaperone employed and present  
3 during all female patient encounters and that he would document the presence of the chaperone  
4 within the medical records. Respondent even commented to the Board that he would do this  
5 regardless as "it makes sense in this day and age to do so." He led the Board to believe he was  
6 intending to fully comply with this requirement whether the condition remained on his license or  
7 not.

8 23. Upon information and belief, Respondent intended to deceive the Board by not  
9 employing and having a female chaperone present during his patient encounters with Patient A on  
10 February 7 and 9, 2022.

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

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

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

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

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

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

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

25 ///

26 ///

27 ///

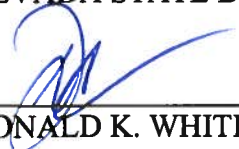
28 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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

DATED this 24<sup>th</sup> day of August, 2022.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:   
DONALD K. WHITE, J.D.  
Senior Deputy General Counsel  
9600 Gateway Drive  
Reno, NV 89521  
Tel: (775) 688-2559  
Email: [dwhite@medboard.nv.gov](mailto:dwhite@medboard.nv.gov)  
*Attorney for the Investigative Committee*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28


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 24th day of August, 2022.

INVESTIGATIVE COMMITTEE OF THE  
 NEVADA STATE BOARD OF MEDICAL EXAMINERS

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