

BEFORE THE BOARD OF MEDICAL EXAMINERS
OF THE STATE OF NEVADA

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In the Matter of Charges and Complaint

Case No. 23-52310-1

Against:

FILED

MARY PAIGE DAVIS, RRT,

JUN 30 2023

Respondent.

NEVADA STATE BOARD OF
MEDICAL EXAMINERS
By: _____

COMPLAINT

The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners (Board), by and through Donald K. White, Senior Deputy General Counsel and attorney for the IC, having a reasonable basis to believe that Mary Paige Davis, RRT (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 respiratory therapist holding an active license to practice respiratory therapy in the State of Nevada (License No. RC3313). Respondent was originally licensed by the Board on May 6, 2020.

2. Respondent applied for a license with the Board to practice respiratory care in Nevada in early 2020, and was granted the license on May 6, 2020.

3. Question #13 of the application asks every applicant:

Have you EVER been arrested, investigated for, charged with, convicted of, or pled guilty or nolo contendere to any offense or violation of any federal (including the Uniform Code of Military Justice), state or local law, or the laws of any foreign country, which is a misdemeanor, gross misdemeanor, felony, violation of the Uniform Code of Military Justice, or synonymous thereto in a foreign jurisdiction, excluding any minor traffic offense (driving or being in control of a motor vehicle while under the influence of a

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.

1 chemical substance, including alcohol, is not considered a minor
2 traffic offense), or for any offense which is related to the
3 manufacture, distribution, prescribing, or dispensing of controlled
substances? *Please note that you MUST disclose ANY
investigation or arrest, including those where the final disposition
was dismissal, or expungement.

4 4. Respondent answered “No” to question #13 when in fact she *had* been arrested on
5 February 18, 2006, for driving under the influence of a chemical substance (DUI), again on
6 October 31, 2006, for harboring illegal immigrants, again on January 24, 2007, for another DUI,
7 and again June 25, 2008, for driving with a suspended driver’s license.

8 **COUNT I**

9 **NRS 630.304(1) – Obtaining License by Fraud or Misrepresentation**

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

12 6. NRS 630.304(1) provides that obtaining, maintaining or renewing or attempting to
13 obtain, maintain or renew a license to practice medicine (or respiratory care) by bribery, fraud or
14 misrepresentation or by any false, misleading, inaccurate or incomplete statement is grounds for
15 initiating disciplinary action against a licensee.

16 7. As demonstrated by, but not limited to, the above-outlined facts, Respondent
17 obtained her license to practice respiratory care by a false, misleading, inaccurate or an incomplete
18 statement when she answered “No” to question #13 on her 2020 application to the Board for
19 licensure as a respiratory therapist.

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

22 **COUNT II**

23 **NAC 630.540(1) - Willful and Intentional False Statement in Applying for License**

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

26 10. Pursuant to NAC 630.540(1), a practitioner of respiratory care is subject to
27 discipline or denial of licensure for willfully and intentionally making a false or fraudulent
28 statement in renewing a license.

1 11. On information and belief, Respondent knowingly and willfully made a false
2 statement in answering “No” to question #13 on her application in 2020.

3 12. By reason of the foregoing, Respondent is subject to discipline by the Board as
4 provided in NAC 630.555 and NRS 630.352.

5 **COUNT III**

6 **NRS 630.306(1)(b)(1) – Engaging in Any Conduct Which is Intended to Deceive**

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

9 14. NRS 630.306(1)(b)(1) provides that engaging in any conduct which is intended to
10 to deceive is grounds for initiating disciplinary action against a licensee.

11 15. On information and belief, Respondent engaged in deceptive conduct when she
12 answered “No” to question #13 on her application for licensure in 2020.

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

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

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

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

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

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

25 5. 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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6. That the Board take such other and further action as may be just and proper in these premises.

DATED this 30th day of June, 2023.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:  _____

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

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VERIFICATION

STATE OF NEVADA)
 : ss.
COUNTY OF CLARK)

Victor M. Muro, 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 30th day of June, 2023.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 
VICTOR M. MURO, M.D.
Chairman of the Investigative Committee