

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. 24-7240-1

6 **Against:**

FILED

7 **DIANNE MAZZU, M.D.,**

DEC - 6 2024

8 **Respondent.**

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: 

9
10 **COMPLAINT**

11 The Investigative Committee¹ (IC) of the Nevada State Board of Medical Examiners
12 (Board), by and through William P. Shogren, Deputy General Counsel and attorney for the IC,
13 having a reasonable basis to believe that Dianne Mazzu, M.D. (Respondent) violated the provisions
14 of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC) Chapter
15 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating the IC's charges
16 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. 8208). Respondent was
19 originally licensed by the Board on June 19, 1997.

20 2. Patient A² was a forty-five (45) year-old female at the time of the events at issue.

21 3. Patient A underwent a baseline screening mammogram test on August 18, 2017.

22 4. Respondent, a radiologist, interpreted the mammogram scans and issued a
23 Radiology Diagnostic Report on August 22, 2017. In this report, Respondent included an
24 impression of "Benign, no evidence of malignancy." Respondent further noted "No developing

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27 ¹ The Investigative Committee of the Nevada State Board of Medical Examiners, at the time this formal
28 Complaint was authorized for filing, was composed of Board members Bret W. Frey, M.D., Aury Nagy, M.D., and
Col. Eric D. Wade, USAF (Ret.).

² Patient A's true identity is not disclosed herein to protect her privacy, but is disclosed in the Patient
Designation served upon Respondent along with a copy of this Complaint.

1 masses, significant calcifications, or other abnormalities are seen,” as well as a reading of
2 “BIRADS CATEGORY: 2 – Benign.”

3 5. Upon information and belief, Respondent did not recommend an immediate
4 additional evaluation of Patient A.

5 6. The mammogram scans from August 18, 2017, did however demonstrate signs of
6 abnormalities on Patient A’s right breast, such as a moderately prominent and sizable radially
7 oriented dumbbell shaped mass, or lesion, with spiculated margins measuring approximately
8 30mm by 12mm, present in the approximate eight (8) o’clock middle third of the right breast.
9 This lesion presented upon the correctly stated background of scattered fibroglandular densities
10 and was also distinctly asymmetric to the contralateral side.

11 7. The size, density, distortion, and asymmetry of the lesion should have prompted
12 Respondent to recommend additional evaluation of Patient A’s right breast or categorize the
13 mammograph examination as BIRADS category: 0 – incomplete, which would have necessitated
14 further evaluation of Patient A’s right breast.

15 8. In February 2018, Patient A underwent a diagnostic mammogram and ultrasound,
16 which showed a mass in her right breast. Another radiologist, at that time, noted a reading of
17 BIRADS CATEGORY: 5 – highly suggestive for malignancy.

18 **COUNT I**

19 **NRS 630.301(4) - Malpractice**

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

22 10. NRS 630.301(4) provides that malpractice of a physician is grounds for initiating
23 disciplinary action against a licensee.

24 11. NAC 630.040 defines malpractice as “the failure of a physician, in treating a
25 patient, to use the reasonable care, skill, or knowledge ordinarily used under similar
26 circumstances.”

27 12. As demonstrated by, but not limited to, the above-outlined facts, Respondent failed
28 to use the reasonable care, skill or knowledge ordinarily used under similar circumstances when

1 rendering medical services to Patient A, when she failed to acknowledge or note, in her radiology
2 diagnostic report dated August 22, 2017, any abnormalities in Patient A's right breast.
3 Respondent further failed to code the mammogram examination as BIRADS CATEGORY: 0
4 incomplete, or otherwise failed to recommend an additional evaluation of Patient A's right breast.

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

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

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

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

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

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

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

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

21 DATED this 6th day of December, 2024.

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

24 By: 

25 WILLIAM P. SHOGREN
26 Deputy General Counsel
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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 6th day of December, 2024.

INVESTIGATIVE COMMITTEE OF THE
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: 

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