

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

3                                   \* \* \* \* \*

4  
5 **In the Matter of Charges and Complaint**  
6 **Against:**  
7 **HISBAY HAIDER ALI, M.D.,**  
8 **Respondent.**

Case No. 24-53587-1

**FILED**

**MAR 18 2024**

**NEVADA STATE BOARD OF  
MEDICAL EXAMINERS**

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

9  
10                                   **COMPLAINT**

11                   The Investigative Committee<sup>1</sup> (IC) of the Nevada State Board of Medical Examiners  
12 (Board), by and through Ian J. Cumings, Senior Deputy General Counsel and attorney for the IC,  
13 having a reasonable basis to believe that Hisbay Haider Ali, M.D. (Respondent) violated the  
14 provisions of Nevada Revised Statutes (NRS) Chapter 630 and Nevada Administrative Code (NAC)  
15 Chapter 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating the IC's  
16 charges 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. 20660). Respondent was  
19 originally licensed by the Board on December 31, 2020. Respondent's specialty is listed as  
20 psychiatry on the Board's website.

21                   2.       Patient A<sup>2</sup> was a thirty (30) year-old female at the time of the events at issue.

22                   3.       On December 15, 2021, Patient A presented to Respondent for psychiatric care. At  
23 the initial evaluation, Respondent diagnosed Patient A with schizoaffective disorder, bipolar  
24 disorder, and generalized anxiety order. Respondent noted Patient A's history of physical and  
25 sexual abuse.

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27                   <sup>1</sup> 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., Carl N. Williams, Jr.,  
M.D., FACS, and Col. Eric D. Wade, USAF (Ret.).

<sup>2</sup> 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           4.     Patient A had four (4) follow-up visits with Respondent between  
2     December 29, 2021, and March 1, 2022. During the course of these visits, Respondent prescribed  
3     Patient A benzodiazepines and antipsychotic medication.

4           5.     On March 1, 2022, following a psychiatry consultation with Patient A, Respondent  
5     sent Patient A a text message to her cell phone utilizing his personal cell phone and initiated a  
6     conversation. This conversation quickly became unprofessional and sexual in nature, which  
7     included lude and provocative text messages of an extreme and inappropriate nature from  
8     Respondent to Patient A as well as nude photographs of Patient A. Respondent further  
9     graphically expressed a desire to engage in sexual intercourse with Patient A during a counseling  
10    session in his medical office.

11          6.     On March 9, 2022, Respondent saw Patient A in his office for a counseling session  
12    but failed to document any medical record for the visit.

13          7.     On March 14, 2022, and March 15, 2022, Respondent stayed at Patient A's  
14    residence and repeatedly engaged in sexual intercourse with Patient A.

15          8.     On March 17, 2022, Respondent was filmed visiting the residence of Patient A.

16          9.     On March 18, 2022, Respondent visited a nightclub with Patient A and an associate  
17    of Respondent. While at the nightclub, Respondent was drinking heavily, and informed his  
18    associate that he was Patient A's treating psychiatrist and that he had previously diagnosed her as  
19    manic. Patient A drove Respondent to a marijuana dispensary at his request but was concerned  
20    and distressed at Respondent's unusual and erratic behavior. Patient A left Respondent at the  
21    marijuana dispensary and drove back to her residence. After Patient A's departure, Respondent  
22    repeatedly sent text messages to her and threatened to show up at her residence. Despite multiple  
23    requests by Patient A to be left alone, she ultimately resorted to texting Respondent that she would  
24    call the police if he persisted.

25          10.    From March 19, 2022, through March 21, 2022, Respondent sent flowers and "love  
26    letters" on three (3) separate occasions to Patient A's residence, as well as on one (1) occasion  
27    personally delivered flowers to Patient A's residence.

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1 **COUNT III**

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

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

5 21. As demonstrated by, but not limited to, the above-outlined facts, Respondent  
6 engaged in sexual intercourse multiple times with Patient A.

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

9 **COUNT IV**

10 **NRS 630.3062(1)(a) - Failure to Maintain Complete Medical Records**

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

13 24. NRS 630.3062(1)(a) provides that the “failure to maintain timely, legible, accurate  
14 and complete medical records relating to the diagnosis, treatment and care of a patient” constitute  
15 grounds for initiating discipline against a licensee.

16 25. Respondent failed to maintain complete medical records relating to the diagnosis,  
17 treatment and care of Patient A, by failing to correctly document his actions when he treated  
18 Patient A, whose medical records were not timely, legible, accurate, and complete as evidenced by  
19 the lack of clinical notation on the March 9, 2022, counseling visit.

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

22 **COUNT V**

23 **NRS 630.306(1)(p) - Unsafe or Unprofessional Conduct**

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

26 28. Engaging in any act that is unsafe or unprofessional conduct in accordance with  
27 regulations adopted by the Board is grounds for disciplinary action against a licensee pursuant to  
28 NRS 630.306(1)(p).



COUNT VIII

**NRS 630.301(7) – Violation of Patient Trust and Exploitation of Physician and Patient  
Relationship for Financial or Personal Gain**

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

40. NRS 630.301(7) provides that “engaging in conduct that violates the trust of a patient and exploits the relationship between the physician and the patient for financial or other personal gain” is grounds for initiating discipline against a licensee.

41. As demonstrated by, but not limited to, the above-outlined facts, Respondent violated the trust of a patient and exploited the relationship between the Respondent and Patient A by gaining intimate knowledge of Patient A during psychiatric treatment, and subsequently engaging in a sexual relationship with her.

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

**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

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OFFICE OF THE GENERAL COUNSEL

Nevada State Board of Medical Examiners  
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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 18<sup>th</sup> day of March, 2024.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:



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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 18<sup>th</sup> day of March, 2024.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:



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