## BEFORE THE BOARD OF MEDICAL EXAMINERS OF THE STATE OF NEVADA

\* \* \* \* \*

In the Matter of Charges and Complaint

Against:

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AKINDELE EMMANUEL KOLADE, M.D.,

Respondent.

Case No. 25-41463-1

FILED

OCT 09 2025

NEVADA STATE BOARD OF MEDICAL FAMINERS By:

#### **COMPLAINT**

The Investigative Committee<sup>1</sup> (IC) of the Nevada State Board of Medical Examiners (Board), by and through Alexander J. Hinman, Deputy General Counsel and attorney for the IC, having a reasonable basis to believe that Akindele Emmanuel Kolade, 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. 15135). Respondent was originally licensed by the Board on January 21, 2014, with a specialty in psychiatry.
- Respondent, at all times relative to this Complaint, held an active Nevada Controlled Substance Registration, Certificate No. CS21917, issued by the Nevada State Board of Pharmacy (Pharmacy Board).
- 3. On July 23, 2021, the Pharmacy Board filed a Notice of Intended Action and Accusation (Accusation) against three (3) physicians, which included Respondent.

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<sup>&</sup>lt;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., Col. Eric D. Wade, and Carl N. Williams, Jr., M.D.

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- 4. In the Accusation filed by the Pharmacy Board, seven (7) causes of action were alleged against Respondent. One (1) of the causes of action was Violation of State Law which included multiple violations of NRS Chapters 639 and 453. See Exhibit 1.
- 5. On October 15, 2021, the Pharmacy Board entered into a Stipulation and Order (Order) with Respondent.
- 6. In the Order, Respondent admitted that "evidence exists, and that Board staff prosecuting this case could present such evidence at an administrative hearing to establish a factual basis for the violations alleged in the Accusation." The violations included pre-signing prescriptions and filling prescriptions while engaged in overseas travel. See Exhibit 2.
- 7. The Pharmacy Board formally disciplined Responded when the board suspended his license to prescribe controlled substances, with the suspension stayed and Respondent placed on probation for a period of two (2) years. During Respondent's probationary period, he was ordered to pay a five thousand dollar (\$5,000) fine and reimburse a portion of the Pharmacy Board's costs in prosecution of the case.

#### **COUNT I**

### NRS 630.306(1)(b)(3) - Violation of Statutes and Regulations of the Nevada State Board of Pharmacy

- 8. All of the allegations in the above paragraphs are hereby incorporated by reference as though fully set forth herein.
- 9. Respondent is a practitioner as defined by NRS 639.0125(1), as a physician, who holds a license to practice medicine in the State of Nevada.
- 10. NRS 630.306(1)(b)(3) provides that engaging in conduct that violates a provision of chapter 639 of NRS, or a regulation adopted by the Pharmacy Board pursuant thereto, that is applicable to a licensee who is a practitioner, as defined in NRS 639.0125, is grounds for initiating discipline against a licensee.
- 11. The Pharmacy Board adopted NAC 454.060, which sets forth requirements for written prescriptions for dangerous drugs. NAC 454.060 incorporates and includes the prescription requirements of NRS 454.223. In part, NRS 454.223(2)(a) provides:

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- 12. According to the Accusation by the Pharmacy Board, Respondent violated NRS 453.226(1), NRS 453.232, NRS 453.321(1)(a), NRS 453.331(1)(f) and (h), NRS 453.381(1), NRS 453.401(1)(a), NRS 639.100(1), NRS 639.235(1), NRS 639.281(1), NRS 639.2813(1), and NAC 453.440(1)(c) when Respondent was out of the country on multiple occasions and issued prescriptions for dangerous drugs to patients of which he did not have a bona fide physician/patient relationship with which is inconsistent with the public interest.
- 13. By reason of the foregoing, Respondent is subject to discipline by the Board as provided in NRS 630.352.

#### **COUNT II**

#### NRS 630.306(1)(p) - Unsafe or Unprofessional Conduct

- 14. All of the allegations in the above paragraphs are hereby incorporated as if fully set forth herein.
- 15. Engaging in any act that is unsafe or unprofessional conduct in accordance with regulations adopted by the Board is grounds for disciplinary action against a licensee pursuant to NRS 630.306(1)(p).
- 16. As demonstrated by, but not limited to, the above-outlined facts, Respondent wrote prescriptions to patients in a manner that deviated from professional standards, therefore Respondent's conduct was unsafe and unprofessional.
- 17. By reason of the foregoing, Respondent is subject to discipline by the Board as provided in NRS 630.352.

#### WHEREFORE, the IC prays:

That the Board give Respondent notice of the charges herein against him and give 1. 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;

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

DATED this <u>9th</u> day of October, 2025.

#### INVESTIGATIVE COMMITTEE OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:

ALEXANDER J. HINMAN Deputy General Counsel 9600 Gateway Drive

Reno, NV 89521 Tel: (775) 688-2559

Email: ahinman@medboard.nv.gov Attorney for the Investigative Committee

# OFFICE OF THE GENERAL COUNSEL Nevada State Board of Medical Examiners 9600 Gateway Drive

#### 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 day of October, 2025.

INVESTIGATIVE COMMITTEE OF THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:

BRET W FREY, M.D.

Chairman of the Investigative Committee

# EXHIBIT 1

## EXHIBIT 1

FILED

JUL 2 3 2021

NEVADA STATE BOARD OF PHARMACY

#### BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

AKINDELE E. KOLADE, MD, Certificate of Registration No. CS21917,

JEAN-MARIE SWAINE, APRN, Certificate of Registration No. CS24065, and

NNENNA A. OLUBAJO, APRN, Certificate of Registration No. CS27850,

Respondents.

Case Nos. 19-237-CS-A-S 19-237-CS-B-S 19-237-CS-C-S

NOTICE OF INTENDED ACTION AND ACCUSATION

J. David Wuest, in his official capacity as Executive Secretary of the Nevada State Board of Pharmacy, makes the following that will serve as both a notice of intended action under NRS 233B.127(3) and as an accusation under NRS 622A.300(1) and NRS 639.241.

#### **JURISDICTION**

1. The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter because at the time of the events alleged herein, Respondent Akindele E. Kolade, MD (Kolade), held a controlled substance registration, Certificate of Registration No. CS21917; Respondent Jean-Marie Swaine, APRN (Swaine), held a controlled substance registration, Certificate of Registration No. CS24065; and Respondent Nnenna A. Olubajo, APRN (Olubajo), held a controlled substance registration, Certificate of Registration No. CS27850, all issued by the Board.

#### **FACTUAL ALLEGATIONS**

2. Kolade unlawfully issued thirteen (13) prescriptions for controlled substances while engaged in overseas travel, to patients with whom he did not have a bona fide therapeutic

relationship, by pre-signing prescriptions and/or providing a signature stamp to Swaine and Olubajo. Prescriber records and prescriptions document that Swaine and Olubajo unlawfully issued these controlled substance prescriptions under Kolade's name and credentials while Kolade was traveling outside of the U.S. in April 2018, October 2018, and February 2019,

 Olubajo prescribed controlled substances and dangerous drugs prior to being registered to do so. Prescriber records and prescriptions document a total of eight (8) controlled substance prescriptions written prior to October 17, 2018, when Olubajo was issued Certificate of Registration No. CS27850.

#### APPLICABLE LAW

- 4. It is unlawful for a practitioner to prescribe a controlled substance except as authorized by law. 21 U.S.C. § 822(a)(2); 21 U.S.C. § 823(f); 21 CFR § 1306.03-§ 1306.05; NRS 453.226(1); NRS 453.232; NRS 453.321(1)(a); NRS 453.377; NRS 453.381; NRS 639.100(1); NRS 639.235(1); NAC 453.440.
- 5. A prescription for a controlled substance may be issued only for a legitimate medical purpose and in the usual course of his or her professional practice by an individual practitioner who holds a DEA registration and is authorized to prescribe controlled substances by the jurisdiction in which he is licensed to practice his profession. 21 U.S.C. § 822(a)(2); 21 U.S.C. § 823(f); 21 CFR § 1306.03(a)(1); 21 CFR § 1306.04(a); NRS 453.381(1).
- An advanced practice registered nurse may only prescribe controlled substances with authorization from both the Board and the State Board of Nursing. NRS 639.2351; NAC 639.854.
- 7. It is a felony offense to falsify a prescription for a controlled substance. 21 U.S.C. § 841(a); 21 U.S.C. § 842(a); NRS 453.331(1) (f) and (h).

- 8. Falsely representing oneself as a practitioner entitled to write prescriptions in this state is a felony offense. 21 U.S.C. § 841(a); 21 U.S.C. § 842(a); NRS 639.281(1); NRS 453.331(1)(c); NRS 639.2813(1).
- 9. Conspiring to violate the Controlled Substances Act is a felony offense. 21 U.S.C. § 846; NRS 453.401(l)(a).
- 10. Performing or in any way being a party to any fraudulent or deceitful practice or transaction constitutes unprofessional conduct or conduct contrary to the public interest pursuant to NAC 639.945(1)(h) and is grounds for suspension or revocation of any license or registration issued by the Board. NRS 639.210(4).
- 11. Performing any duties as the holder of a controlled substance registration in an incompetent, unskillful or negligent manner constitutes unprofessional conduct or conduct contrary to the public interest pursuant to NAC 639.945(1)(i) and is grounds for suspension or revocation of any license or registration issued by the Board. NRS 639.210(4).
- 12. Performing any act, task or operation for which licensure is required without the required registration constitutes unprofessional conduct or conduct contrary to the public interest pursuant to NAC 639.945(1)(k) and is grounds for suspension or revocation of any license issued by the Board. NRS 639.210(4).
- 13. Prescribing a drug as a prescribing practitioner to a patient with whom the practitioner does not have a bona fide therapeutic relationship constitutes unprofessional conduct or conduct contrary to the public interest pursuant to NAC 639.945(1)(o) and is grounds for suspension or revocation of any license or registration issued by the Board. NRS 639.210(4).
- 14. Violating any provision of the Federal Food, Drug and Cosmetic Act or any other federal law or regulation relating to prescription drugs is grounds for suspension or revocation of any license or registration issued by the Board. NRS 639.210(11).

- 15. Violating, attempting to violate, assisting or abetting in the violation of or conspiring to violate any law or regulation relating to drugs is grounds for suspension or revocation of any license or registration issued by the Board. NRS 639.210(12).
- 16. The Board may suspend or revoke a registration issued pursuant to NRS 453.231 to prescribe or otherwise dispense a controlled substance upon a finding that the registrant has committed an act that would render registration inconsistent with the public interest. NRS 453.236(1)(d) and NRS 453.241(1).

## FIRST CAUSE OF ACTION Violations of Federal Controlled Substances Act

17. By issuing controlled substance prescriptions under Kolade's name and credentials while Kolade was engaged in overseas travel, to patients with whom he did not have a bona fide therapeutic relationship, as alleged herein, Kolade, Swaine and Olubajo violated, attempted to violate, assisted or abetted in the violation of or conspired to violate 21 U.S.C. § 822(a)(2), 21 U.S.C. § 823(f), 21 U.S.C. § 841(a), 21 U.S.C. § 842(a), 21 U.S.C. § 846, 21 CFR § 1306.03(a)(1), 21 CFR § 1306.04(a) and/or 21 CFR § 1306.05, and are subject to discipline pursuant to NRS 453.236(1) and NRS 639.210(11).

#### SECOND CAUSE OF ACTION Violations of State Law

18. By issuing controlled substance prescriptions under Kolade's name and credentials while Kolade was engaged in overseas travel, to patients with whom he did not have a bona fide therapeutic relationship, as alleged herein, Kolade, Swaine and Olubajo violated, attempted to violate, assisted or abetted in the violation of or conspired to violate NRS 453.226(1), NRS 453.232, NRS 453.321(1)(a), NRS 453.331(1) (f) and (h), NRS 453.381(1), NRS 453.401(1)(a), NRS 639.100(1), NRS 639.235(1), NRS 639.281(1), NRS 639.2813(1) and/or NAC 453.440(1)(c), and are subject to discipline pursuant to NRS 453.236(1) and NRS 639.210(12).

#### THIRD CAUSE OF ACTION

Unprofessional Conduct – Party to a Fraudulent/Deceitful Practice/Transaction/ Incompetent, Unskillful or Negligent Performance of Duties

19. By issuing controlled substance prescriptions under Kolade's name and credentials while Kolade was engaged in overseas travel, to patients with whom he did not have a bona fide therapeutic relationship, as alleged herein, Kolade, Swaine and Olubajo were party to a fraudulent or deceitful practice or transaction, performed their duties as the holders of controlled substance registrations in an incompetent, unskillful or negligent manner, engaged in unprofessional conduct and conduct contrary to the public interest in violation of NAC 639.945(1)(h) and (i), and are subject to discipline pursuant to NRS 453.236(1) and NRS 639.210(4).

#### FOURTH CAUSE OF ACTION

Unprofessional Conduct – Prescribing Without Bona Fide Therapeutic Relationship (Respondent Akindele E. Kolade, MD)

20. By prescribing controlled substances for patients with whom he had not established a bona fide therapeutic relationship, before he had examined the patients and without his direct supervision, and for whom he had neither diagnosed or determined that a controlled substance was medically necessary, as alleged herein, Kolade engaged in unprofessional conduct and conduct contrary to the public interest in violation of NAC 639.945(1)(o), and is subject to discipline pursuant to NRS 453.236(1) and NRS 639.210(4).

#### FIFTH CAUSE OF ACTION

Violations of Federal and State Law for Unlicensed Prescribing (Respondent Nnenna A. Olubajo, APRN)

21. By prescribing controlled substances prior to being registered to do so, as alleged herein, Olubajo violated, attempted to violate, assisted or abetted in the violation of or conspired to violate 21 U.S.C. § 822(a)(2), 21 U.S.C. § 823(f), 21 U.S.C. § 841(a), 21 U.S.C. § 842(a), 21 U.S.C. § 846, 21 CFR § 1306.03(a)(1), 21 CFR § 1306.04(a), NRS 453.226(1), NRS 453.232, NRS 453.321(1)(a), NRS 453.331(1)(c), (f) and (h), NRS 453.381(1), NRS 453.401(1)(a), NRS

639.100(1), NRS 639.235(1). NRS 639.2351, NRS 639.281(1), NRS 639.2813(1), NAC 453.440(1)(c) and/or NAC 639.854, and is subject to discipline pursuant to NRS 639.210(11) and (12).

#### **SIXTH CAUSE OF ACTION**

Unprofessional Conduct – Unlicensed Prescribing/ Party to a Fraudulent/Deceitful Practice/Transaction/ Incompetent, Unskillful or Negligent Performance of Duties (Respondent Nnenna A. Olubajo, APRN)

22. By prescribing controlled substances prior to being licensed to do so, as alleged herein, Olubajo was a party to a fraudulent or deceitful practice or transaction, performed her duties as the holder of a controlled substance registration in an incompetent, unskillful or negligent manner, engaged in unprofessional conduct and conduct contrary to the public interest in violation of NAC 639.945(1)(h), (i) and (k), and is subject to discipline pursuant to NRS 453.236(1) and NRS 639.210(4).

#### SEVENTH CAUSE OF ACTION

Commission of Acts that Render Registration Inconsistent with the Public Interest

23. By their actions as alleged herein, Kolade, Swaine and Olubajo have committed acts that render their registrations to prescribe controlled substances inconsistent with the public interest pursuant to NRS 453.231, and are subject to discipline pursuant to NRS 453.236(1)(d) and NRS 453.241(1).

WHEREFORE it is requested that the Nevada State Board of Pharmacy take appropriate disciplinary action with respect to the certificates of registration of these Respondents.

DATED this 23 day of July, 2021.

J. David Wyest, R.Ph., Executive Secretary

Nevada State Board of Pharmacy

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#### NOTICE TO RESPONDENT

You have the right to show the Nevada State Board of Pharmacy that your conduct, as alleged above, complies with all lawful requirements. NRS 233B.127(3). You have the right to a hearing before the Board to answer the Notice of Intended Action and Accusation and present evidence and argument on all issues involved, either personally or through counsel. NRS 233B.121; NRS 233B.127(3); NRS 622A.300(1) and (3); NRS 639.241. To do so, you must complete and file two (2) copies of the Answer and Notice of Defense served herewith, to be received by the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, within twenty (20) days of your receipt of this Notice of Intended Action and Accusation. NRS 622A.320; NRS 639.243. Your failure to timely file an Answer and Notice of Defense constitutes an admission of the charges and waiver of the right to a hearing. NRS 639.244. If you fail to appear at the hearing and the Board finds that you were given sufficient legal notice of the hearing, the Board may accept the allegations as true and may proceed to consider the case and render a decision. NRS 622A.350.

# EXHIBIT 2

## EXHIBIT 2



#### BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Case Nos.

19-237-CS-A-S

19-237-CS-B-S

19-237-CS-C-S

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AKINDELE E. KOLADE, MD, Certificate of Registration No. CS21917,

JEAN-MARIE SWAINE, APRN, Certificate of Registration No. CS24065, and

NNENNA A. OLUBAJO, APRN, Certificate of Registration No. CS27850,

Respondents.

Petitioner,

STIPULATION AND ORDER (Respondent Kolade ONLY)

Brett Kandt, General Counsel for Petitioner the Nevada State Board of Pharmacy (Board), and Respondent Akindele E. Kolade, MD, Certificate of Registration No. CS21917, by and through counsel, Maria Nutile, Esq., and Bridget Kelly, Esq., **HEREBY STIPULATE AND AGREE THAT**:

- 1. The Board has jurisdiction over Respondent and this matter.
- On or about July 23, 2021, Respondent was served with the Notice of Intended Action and Accusation (Accusation) on file in this matter together with the Statement to Respondent and Notice of Hearing.
- 3. On or about August 16, 2021, Respondent filed an Answer and Notice of Defense to the Accusation.
- 4. Respondent is fully aware of the right to seek the advice of counsel in this matter and obtained the advice of counsel prior to entering into this Stipulation.
- 5. Respondent is aware of the right to a hearing on the matters alleged in the Accusation, the right to reconsideration, the right to appeal and any and all other rights which

may be accorded to him pursuant to NRS Chapter 233B (Nevada Administrative Procedure Act), NRS Chapter 622A (Administrative Procedure Before Certain Regulatory Bodies), and NRS Chapter 639 (Nevada Pharmacy Act).

- 6. Conditioned on the acceptance of this Stipulation by the Board, and with the exception of the right to challenge any determination that Respondent has failed to comply with the provisions of this Stipulation, Respondent hereby freely and voluntarily waives his rights to a hearing, reconsideration, appeal and any and all other rights related to this action that may be accorded to him by NRS Chapter 233B (Nevada Administrative Procedure Act), NRS Chapter 622A (Administrative Procedure Before Certain Regulatory Bodies), and NRS Chapter 639 (Nevada Pharmacy Act).
- 7. Respondent admits that evidence exists, and that Board staff prosecuting this case could present such evidence at an administrative hearing, to establish a factual basis for the violations alleged in the Accusation, *to wit*:
- A. Respondent pre-signed prescriptions and/or provided a signature stamp to Respondents Jean-Marie Swain, APRN, and Nnenna A. Olubajo, APRN, permitted Swain and Olubajo to unlawfully issue controlled substance prescriptions under Kolade's name and credentials while Kolade was engaged in overseas travel, in violation of 21 U.S.C. § 822(a)(2), 21 U.S.C. § 823(f), 21 U.S.C. § 841(a), 21 U.S.C. § 842(a), 21 U.S.C. § 846, 21 CFR § 1306.03(a)(1), 21 CFR § 1306.04(a), 21 CFR § 1306.05, NRS 453.226(1), NRS 453.232, NRS 453.321(1)(a), NRS 453.331(1) (f) and (h), NRS 453.381(1), NRS 453.401(l)(a), NRS 639.235(1), NRS 639.281(1), NRS 639.2813(1) and/or NAC 453.440(1)(c), and is subject to discipline pursuant to NRS 453.236(1) and/or NRS 639.210(11) and/or (12);
- B. Respondent was party to a fraudulent or deceitful practice or transaction, performed his duties as the holder of controlled substance registration in an incompetent, unskillful or negligent manner, engaged in unprofessional conduct and conduct contrary to the

public interest in violation of NAC 639.945(1)(h) and (i), and is subject to discipline pursuant to NRS 453.236(1) and NRS 639.210(4); and

- C. Respondent has committed an act that would render his Nevada controlled substance registration inconsistent with the public interest, and is subject to discipline pursuant to NRS 453.236(1)(e) and NRS 453.241(1).
- 8. Those violations are plead with particularity in the Accusation, and are grounds for action pursuant to NRS 453.236(1), NRS 453.241(1), NRS 639.210 and NRS 639.255.
- 9. In order to resolve this matter without incurring any further costs or the expense associated with a hearing, the Board and Respondent stipulate to the following penalties. The registration of Respondent Akindele E. Kolade, MD, Certificate of Registration No. CS21917, is hereby suspended. The suspension is stayed, and Respondent is placed on probation for two (2) years, subject to the following conditions:
- A. Respondent shall accept this Stipulation and Order as a public reprimand regarding his duties and responsibilities as a prescribing practitioner;
- B. Respondent shall pay a fine of Five-Thousand Dollars (\$5000.00) for the violations, payable by *cashier's check* or *certified check* or *money order* made payable to "State of Nevada, Office of the Treasurer," to be received by the Board's Reno office located at 985 Damonte Ranch Parkway Suite 206, Reno, Nevada 89521, within thirty (30) days of the effective date of this Order;
- C. Respondent shall pay Two-Thousand Dollars (\$2000.00) to partially reimburse the Board for recoverable attorney's fees and costs incurred in investigating and prosecuting this matter, payable by *cashier's check* or *certified check* or *money order* made payable to "Nevada State Board of Pharmacy," to be received by the Board's Reno office located at 985 Damonte Ranch Parkway Suite 206, Reno, Nevada 89521, within thirty (30) days of the effective date of this Order; and
  - D. Respondent shall comply with all federal and state statutes and regulations

regarding controlled substances and dangerous drugs, and have no new charges filed against him by the Board while on probation.

- 10. Upon successful completion of probation, Respondent's Certificate of Registration No. CS21917 will be fully restored.
- 11. Any failure by Respondent to comply with the terms of this Order may result in issuance by the Executive Secretary of an order to show cause pursuant to NAC 639.965 directing that Respondent to appear before the Board at the next regularly scheduled meeting for a show cause hearing. If such a hearing results in a finding of a violation of this Order by Respondent, the Board may impose additional discipline upon Respondent consistent with the provisions of NRS Chapter 453 and/or Chapter 639.
- 12. General Counsel will present this Stipulation to the Board for approval pursuant to NRS 622.330 at the Board's regularly scheduled public meeting on October 13, 2021.

  Respondent will appear at the meeting to answer questions from the Board Members and/or Board Staff. The Board Members and Staff may discuss and deliberate regarding this Stipulation, even if Respondent is not present at the meeting.
- 13. The Board has discretion to accept this Stipulation, but it is not obligated to do so. If this Stipulation is approved by the Board, it shall be a public record pursuant to NRS 622.330.
- 14. If the Board rejects any part or all of this Stipulation, and unless they reach an alternative agreement on the record during the hearing, the parties agree that a full hearing on the merits of this matter may be heard by the Board. The terms and admissions herein may not be used or referred to in a full hearing on the merits of this matter.
- 15. Subject to the approval of this Stipulation by the Board, the Board and Respondent agree to release each other from any and all additional claims arising from the facts set forth in the Accusation on file herein, whether known or unknown that might otherwise have existed on or before the effective date of this Order.

Respondent has fully considered the charges and allegations contained in the Notice of Intended Action and Accusation in this matter, and the terms of this Stipulation, and has freely and voluntarily agreed to the terms set forth herein, and waived certain rights, as stated herein.

AGREED:

Signed this 15th day of September, 2021

Signed this day of September, 2021

AKINDELE E. KOLADE, MD, Certificate of Registration No. CS21917

APPROYED AS TO FORM AND CONTENT this /5 day of September, 2021

BRETT KAST, ESQ General Counsel

Nevada State Board of Pharmacy

MARIA NYTILE, ESQ. BRIDGET KELLY, ESQ

Counsel for Respondent

#### **DECISION AND ORDER**

The Nevada State Board of Pharmacy hereby adopts the foregoing Stipulation as its decision as to Akindele E. Kolade, MD, Certificate of Registration No. CS21917, in Case No. 19-237-A-S and hereby orders that the terms of the foregoing Stipulation be made effective upon execution below.

IT IS SO ORDĘRED.

Entered this 3th day of October, 2021.

Helen Park, Pharm D.

President

Nevada State Board of Pharmacy

#### **CERTIFICATE OF SERVICE**

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 15<sup>th</sup> day of October, 2021, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

Bridget Kelly, Esq. Nutile Law 7395 S. Pecos Rd., Suite 103 Las Vegas, NV 89120

KRISTOPHER MANGOSING