

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

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5   **In the Matter of the Charges and Complaint**

Case No.: 23-12518-1

6   **Against:**

**FILED**

7   **AJUMOBI CHARLES AGU, M.D.,**

**MAR 13 2025**

8   **Respondent.**

**NEVADA STATE BOARD OF  
MEDICAL EXAMINERS**  
By: 

9  
10                                   **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

11                                   The above-entitled matter came on regularly for decision before the Nevada State Board of  
12   Medical Examiners (Board), on March 7, 2025, at the Board's office located at 325 E. Warm  
13   Springs Road, Suite 225, Las Vegas, NV 89119, on the Complaint filed herein. Ajumobi Charles  
14   Agu, M.D., (Respondent), who was duly served with notice of the adjudication, was present and  
15   not represented by counsel. The adjudicating members of the Board participating in these Findings  
16   of Fact, Conclusions of Law, and Order (FOFCOL) were: Nick M. Spirtos, M.D., F.A.C.O.G.,  
17   Ms. Maggie Arias-Petrel, Chowdhury H. Ahsan, M.D., Ph.D., FACC, Ms. Pamela J. Beal, Joseph  
18   Olivarez, P.A.-C, Jason B. Farnsworth, RRT, MBA. Rosalie M. Bordelove, J.D., Chief Deputy  
19   Attorney General, served as legal counsel to the Board.

20                                   The Board, having received and read the Complaint and exhibits admitted in the matter  
21   and filed into the record in this case, the "Findings and Recommendation," prepared by the current  
22   Hearing Officer, Patricia Halstead, Esq., who presided over the hearing, and the transcript of the  
23   hearing, proceeded to make a decision pursuant to the provisions of Nevada Revised Statutes  
24   (NRS) Chapter 630 and Nevada Administrative Code (NAC) Chapter 630 (collectively, the  
25   Medical Practice Act), NRS Chapter 622A, and NRS Chapter 233B, as applicable.

26                                   The Board, after due consideration of the record, evidence and law, and being fully  
27   advised in the premises, makes its FINDINGS OF FACT, CONCLUSIONS OF LAW, AND  
28   ORDER in this matter, as follows:

**FINDINGS OF FACT**

**I.**

Respondent held a license to practice medicine in the State of Nevada issued by the Board at all relevant times.

**II.**

On June 30, 2023, the Investigative Committee (IC) filed an Order of Summary Suspension and Notice of Hearing, which was served on Respondent on July 7, 2023. The IC then filed their formal Complaint on July 11, 2023. The formal Complaint alleged Respondent violated one (1) violation of the Medical Practice Act that constitutes grounds for initiating disciplinary action against a licensee, as follows: Count I, violation of NRS 630.3065(2)(a), Knowing or Willful Failure to Comply with a Board Order. Respondent was served with the formal Complaint by Federal Express on July 14, 2023. Respondent did not answer or file a response to the allegations set forth in the Complaint. Pursuant to NAC 630.460(4), the allegations of the Complaint are deemed generally denied if an answer is not filed.

**III.**

An Early Case Conference was held by then Hearing Officer, Charles Woodman, Esq., on August 2, 2023, at which Respondent and counsel for the IC, Senior Deputy General Counsel Ian J. Cumings (Mr. Cumings), appeared telephonically. As a result of the Early Case Conference, the Pre-Hearing Conference was scheduled for August 11, 2023, with the formal hearing calendared to commence on October 2, 2023. Respondent was served the Notice and Order Scheduling Pre-Hearing Conference and Hearing on August 2, 2023.

Respondent was represented by attorney Alia Najjar, Esq. On August 10, 2023, and in accordance with discussions had with Ms. Najjar, an Order Lifting the Summary Suspension was signed and filed by the IC and served upon Respondent.

On September 19, 2023, a second Order of Suspension and Notice of Hearing and a First Amended Complaint was filed by the IC after learning of additional information it did not have at the time the suspension was lifted. The Order of Suspension and Notice of Hearing and First Amended Complaint were personally served upon Respondent on September 19, 2023. The First

1 Amended Complaint alleges as follows: Counts I and II, two (2) violations of  
2 NRS 630.3065(2)(a), Knowing or Willful Failure to Comply with a Board Order.

3 A "Stipulation and Order to Vacate the Hearing on the Summary Suspension, set for  
4 October 19, 2023, and for Dr. Agu to Remain Suspended Pending Resolution by the Parties," was  
5 filed on October 23, 2023.

6 On February 21, 2024, a Notice and Order Scheduling Early Case Conference was filed.  
7 The Early Case Conference took place on February 26, 2024, and a "Notice and Order Scheduling  
8 Pre-Hearing Conference and Hearing" was issued by then Hearing Officer, Charles Woodman,  
9 Esq., scheduling the Pre-Hearing Conference for May 6, 2024, and scheduled the formal hearing  
10 for June 17, 2024, and June 18, 2024.

11 At the time fixed for the Pre-Hearing Conference, legal counsel for the IC, Mr. Cumings,  
12 and Respondent appeared telephonically. At the Pre-Hearing Conference, counsel for the IC  
13 provided the Hearing Officer with the mandated Pre-Hearing Conference Disclosures and had  
14 copies of both the Pre-Hearing Conference Statement and the mandated Pre-Hearing Disclosures  
15 available for the parties. Respondent was timely and properly served with the Pre-Hearing  
16 Conference Statement and the mandated Pre-Hearing Disclosures in accordance with NRS and  
17 NAC Chapters 630, NRS Chapters 241, 622A and 233B, and the requirements of due process.

18 An Order Continuing Hearing was issued and filed on June 17, 2024, by then Hearing  
19 Officer Charles Woodman, Esq., and on August 20, 2024, Patricia Halstead, Esq., was appointed  
20 as hearing officer to oversee the matter, as the prior Hearing Officer no longer served as a hearing  
21 officer for the Board.

22 On September 11, 2024, Hearing Officer Patricia Halstead, Esq., issued an Order  
23 Scheduling Status Conference which was served on Respondent by Certified Mail and received  
24 September 14, 2024. During the noticed status conference held on September 19, 2024, the  
25 formal hearing was set for November 26, 2024. An Order Scheduling Hearing was issued by the  
26 hearing officer and was filed on September 20, 2024. Respondent received the Order Scheduling  
27 Hearing via certified mail on September 23, 2024.

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**IV.**

On November 26, 2024, a contested case hearing was held before the Hearing Officer to receive evidence and to hear arguments of both parties. Legal counsel for the IC, Mr. Cumings and Respondent appeared.

On or about December 11, 2024, the Hearing Officer received the complete Record of Proceedings, including the transcript of the testimony received and the exhibits admitted. Upon receipt of the Record of Proceedings, the hearing was closed. The Hearing Officer issued her Findings and Recommendations, which were filed on January 21, 2025, and was personally served upon Respondent on January 25, 2025.

The matter was scheduled for final adjudication on March 7, 2025, at a regularly scheduled Board meeting. The notice of the adjudication was mailed to Respondent on February 4, 2025, via first class certified mail with return receipt requested, and Respondent received and signed for said notice on February 10, 2025.

A copy of the adjudication materials, as well as the Investigative Committee's Memorandum of Costs and Disbursements and Attorney's Fees was sent to Respondent on February 14, 2025.

**V.**

Pursuant to NRS 622A.300(5)(a), the Findings and Recommendations of the Hearing Officer are hereby approved by the Board in their entirety, with modification to the discipline, and are hereby specifically incorporated and made part of this Order by reference. A copy of the Findings and Recommendations filed January 21, 2025, are attached hereto as **Exhibit 1**.

**VI.**

In accord with the Findings and Recommendations, the Board hereby finds that Count I set forth in the First Amended Complaint, and as recapitulated in Paragraph III above, has been established by a preponderance of the evidence.

**VII.**

If any of the foregoing Findings of Fact is more properly deemed a Conclusion of Law, it may be so construed.

CONCLUSIONS OF LAW

I.

The Board has jurisdiction over Respondent's medical license and the First Amended Complaint, and an adjudication of this matter by the Board members as set forth herein is proper.

II.

Respondent was timely and properly served with the Complaint and First Amended Complaint, and all notices and orders in advance of the hearing and adjudication thereon, in accord with NRS and NAC Chapters 630, NRS Chapters 241, 622A and 233B, and the requirements of due process.

III.

With respect to the allegations of the First Amended Complaint, the Board concludes that Respondent has violated NRS 630.3065(2)(a), as alleged in Count I. Accordingly, Respondent is subject to discipline pursuant to NRS 630.352.

IV.

The Board finds that, pursuant to NRS 622.400, it may recover from Respondent reasonable attorneys' fees and costs incurred by the Board as part of its investigative, administrative and disciplinary proceedings against Respondent is appropriate. The Board has reviewed the Investigative Committee's Memorandum of Costs and Disbursements and Attorneys' Fees, and the Board finds them to be the actual fees and costs incurred by the Board as part of its investigative, administrative and disciplinary proceedings against Respondent, and finds them to be reasonable based on: (1) the abilities, training, education, experience, professional standing and skill demonstrated by Board staff and attorneys; (2) the character of the work done, its difficulty, its intricacy, its importance, the time and skill required, the responsibility imposed and the prominence and character of the parties where, as in this case, they affected the importance of the litigation; (3) the work actually performed by the Board's attorneys and staff, and the skill, time and attention given to that work; and (4) the product of the work and benefits to the Board and the people of Nevada that were derived therefrom.

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V.

If any of the foregoing Conclusions of Law is more properly deemed a Finding of Fact, it may be so construed.

**ORDER**

Based upon the foregoing Findings of Fact and Conclusions of Law, and good cause appearing therefore,

**IT IS HEREBY ORDERED** that:

1. Respondent's license to practice medicine shall be reinstated following successful completion of a physical and mental examination to assess his competence and ability to practice medicine pursuant to NRS 630.352;

2. Respondent shall pay a fine of two thousand five hundred dollars (\$2,500) within sixty (60) days of the date of service of this Order;

3. Respondent shall reimburse the Board the reasonable costs and expenses actually incurred in the investigation and prosecution of this case in the amount of five thousand seven hundred fifty-three dollars and sixty-seven cents (\$5,753.67), which amount Respondent shall be paid within sixty (60) days of the date of service of this Order;


4. Pursuant to NRS 630.352(4)(e), a written public reprimand shall be issued to Respondent; and

4. Respondent's discipline shall be reported to the appropriate entities, including the National Practitioner Databank (NPDB), as required by law.

**IT IS SO ORDERED.**

DATED this 13th day of March, 2025.

NEVADA STATE BOARD OF MEDICAL EXAMINERS

By:   
NICK M. SPIROS, M.D., F.A.C.O.G.,  
*President of the Board*

**CERTIFICATION**

I certify that the foregoing is the full and true original **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER** on file in the office of the Board of Medical Examiners in the matter of **AJUMOBI CHARLES AGU, M.D.**, Case No. 23-12518-1.

I further certify that Nick M. Spirtos, M.D., F.A.C.O.G., is the President of the Nevada State Board of Medical Examiners and that full force and credit is due to his official acts as such; and that the signature to the foregoing **ORDER** is the signature of said Nick M. Spirtos, M.D., F.A.C.O.G.

IN WITNESS THEREOF, I have hereunto set my hand in my official capacity as Secretary-Treasurer of the Nevada State Board of Medical Examiners.

DATED this 13th day of March, 2025.

NEVADA STATE BOARD OF MEDICAL EXAMINERS

By: Maggie Arias-Petrel  
MAGGIE ARIAS-PETREL  
*Secretary-Treasurer and Public Member of the Board*

OFFICE OF THE GENERAL COUNSEL  
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