

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

3                                   \* \* \* \* \*

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

Case No. 24-53587-2

6   **Against:**

**FILED**

7   **HISBAY HAIDER ALI, M.D.,**

APR 24 2024

8   **Respondent.**

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS

By: 

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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  
15 (NAC) Chapter 630 (collectively, the Medical Practice Act), hereby issues its Complaint, stating  
16 the IC's 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.

20                   2.       Patient A<sup>2</sup> was a forty-one (41) year-old male at the time of the events at issue.

21                   3.       Before being seen by Respondent, Patient A had previously seen another  
22 psychiatric provider at the same psychiatry practice for four (4) years. This provider ran a  
23 prescription monitoring program (PMP) report of Patient A on September 16, 2021, as required by  
24 NRS 639.23507 when issuing a prescription for specific controlled substances.

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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 his ein to protect his privacy, but is disclosed in the Patient  
Designation served upon Respondent along with a copy of this Complaint.





1           18.     Respondent is a practitioner as defined by NRS 639.0125(1), as a physician, who  
2 holds a license to practice medicine in the State of Nevada.

3           19.     NRS 630.306(1)(b)(3) provides that engaging in conduct that violates a provision  
4 of chapter 639 of NRS, or a regulation adopted by the State Board of Pharmacy pursuant thereto,  
5 that is applicable to a licensee who is a practitioner, as defined in NRS 639.0125, is grounds for  
6 initiating discipline against a licensee.

7           20.     NRS 639.23507 a physician shall, before issuing an initial prescription for a  
8 controlled substances listed in Schedule II, III, or IV or an opioid that is a controlled substance  
9 listed in schedule V, and at least once every ninety (90) days thereafter for the duration of the  
10 course of treatment using the controlled substance, shall obtain a patient utilization report (PMP)  
11 regarding the patient from the computerized program established by the Board of Pharmacy and  
12 the Department of Public Safety pursuant to NRS 453.162.

13           21.     Respondent violated NRS 639.23507 by failing to run a PMP report for Patient A  
14 at any time during his course of treatment, which extended six (6) months or approximately one  
15 hundred and eighty-two (182) days.

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

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

19           1.     That the Board give Respondent notice of the charges herein against him and give  
20 him notice that he may file an answer to the Complaint herein as set forth in  
21 NRS 630.339(2) within twenty (20) days of service of the Complaint;

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

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

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

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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 24<sup>th</sup> day of April, 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 24<sup>th</sup> day of April, 2024.

INVESTIGATIVE COMMITTEE OF THE  
NEVADA STATE BOARD OF MEDICAL EXAMINERS

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