Praveen Korivi, MD 8280 W Warm Springs RD Las Vegas, NV, 89113 NIA 20-246-CS-S

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February 20, 2021 at 9:51 am
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LAS VEGAS, NV 89113

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NEVADA STATE BOARD OF PHARMACY

985 Damonte Ranch Pkwy Suite 206, Reno, Nevada 89521

(775) 850-1440 • 1-800-364-2081 • FAX (775) 850-1444

· Web Page: bop.nv.gov

March 16, 2021

Praveen Korivi 8280 W Warm Springs Rd Las Vegas, NV 89113

Re: Praveen Korivi Case No. 20-246-CS-S

Dear Praveen Korivi:

The hearing for case number 20-246-CS-S has been scheduled for the following:

Wednesday, 4/14/2021 9:00 AM PST or soon thereafter

Pursuant to Governor Steve Sisolak's Emergency Directive 006, there will be no physical location for this meeting. The meeting can be listened to or viewed live over Zoom.

Via Videoconference at Zoom: https://zoom.us/i/5886256671

or

Via Teleconference at 1 (669) 900-6833 Meeting ID: 588 625 6671

Pursuant to NRS 241.033 and 241.034, please be advised that the hearing is a public meeting, and the Board may, without further notice, take administrative action against you if the Board determines that such administrative action is warranted after considering your character, alleged misconduct, professional competence, or physical or mental health. The Board at its discretion may go into closed session to consider your character, alleged misconduct, professional competence, or physical or mental health. You may attend any closed session, have an attorney or other representative of your choosing present during any closed session, and present written evidence, provide testimony, and present witnesses relating to your character, alleged misconduct, professional competence, or physical or mental health during any closed session.

The person(s) appearing should be thoroughly knowledgeable of and capable of explaining all information contained in the application and submitted in support of the application.

If you have any questions, please feel free to contact us.

Chief Operating Officer

Sincerely,

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FAQs >

Track Another Package +

Tracking Number: 9171969009350252597522

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⊘ Delivered, Front Desk/Reception/Mail Room

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Tex	 Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. Article Addressed to: 	A. Signature X Agent Addressee B. Received by Printed Name) C. Date of Delivery	~
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	PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt	

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FAQs

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,

Petitioner,

v.

ERIC MARTIN MATH, MD, Certificate of Registration No. CS04598, FIDST AMENDED

CASE NO. 19-083-CS-N

FIRST AMENDED
NOTICE OF INTENDED ACTION
AND ACCUSATION

Respondent.

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 Nevada Revised Statutes (NRS) 233B.127(3) and as an accusation under NRS 622A.300(1) and NRS 639.241.

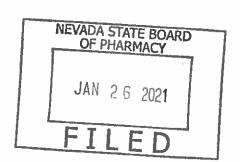
JURISDICTION

1. The Nevada State Board of Pharmacy (Board) has jurisdiction over this matter and this respondent because at the time of the alleged events, Respondent Eric Martin Math, MD (Math), held a Nevada Controlled Substance Registration, Certificate No. CS04598, issued by the Pharmacy Board.

FACTUAL ALLEGATIONS

- On June 3, 2019, Math surrendered his DEA Certificate of Registration No.
 BM4705616 to the U.S. Drug Enforcement Administration by executing a DEA Form 104, entitled "Surrender for Cause" (DEA Surrender for Cause).
- 3. By executing the DEA Surrender for Cause, Math acknowledged in pertinent part the following:

In view of my alleged failure to comply with the Federal requirements pertaining to controlled substances or list 1 chemicals, and as an indication of my good faith in desiring to remedy any incorrect or unlawful practices on my part, I hereby surrender for cause my Drug Enforcement Administration (DEA) Certification of Registration.



- 4. On or about June 4, 2019, Board staff notified Math that his surrender of DEA Certificate of Registration No. BM4705616 for cause operated as an immediate suspension of his Certificate of Registration No. CS04598 with the Board pursuant to NRS 639.2107.
- 5. On or about June 27, 2019, Math requested that his License No. 8878 issued by the Nevada State Board of Medical Examiners (NSBME) be placed on inactive status pursuant to NRS 630.255 rather than renewed on the basis that he was not engaged in the practice of medicine in Nevada.
- On or about July 12, 2019, Board Staff properly served Math with the Notice of Intended Action and Accusation on file in this matter together with the Statement to Respondent and Notice of Hearing.
- 7. On or about September 3, 2019, Math filed an Answer and Notice of Defense to the original Accusation and requested a stay of administrative proceedings until final disposition of *United States vs. Myron Motley, Eric Math, MD, et al*, Case No. 3:19-cr-00026. Pursuant to NAC 639.120(1) this matter was continued.
- 8. On or about March 2, 2020, Math entered into a plea agreement in *United States vs.*Myron Motley, Eric Math, MD, et al, Case No. 3:19-cr-00026, wherein he pled guilty to one count of conspiracy to distribute a controlled substance hydrocodone and oxycodone, in violation of 21 USC § 841(a)(1) and (b)(1)(c) and 21 USC § 846.

FIRST CAUSE OF ACTION Violation of Federal Law

9. 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 been convicted of a felony under a state or federal law relating to a controlled substance. NRS 453.236(1)(b) and NRS 453.241(1).

- 10. 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).
- 11. Violating, attempting to violate, assisting or abetting in the violation of or conspiring to violate any law or regulation relating to drugs, the manufacture or distribution of drugs or the practice of pharmacy is grounds for suspension or revocation of any license or registration issued by the Board. NRS 639.210(12).
- 12. By violating the Controlled Substances Act, 21 U.S.C. Chap. 13, as detailed in the plea agreement in *United States vs. Myron Motley, Eric Math, MD, et al*, Case No. 3:19-cr-00026, Math is subject to discipline and his Certificate of Registration No. CS04598 subject to revocation pursuant to NRS 453.236(1)(b) and NRS 639.210(11) and (12).

SECOND CAUSE OF ACTION

Commission of Acts that Render Registration Inconsistent with the Public Interest

- 13. 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).
- 14. By violating the federal Controlled Substances Act, 21 U.S.C. Chap. 13, as detailed in the plea agreement in *United States vs. Myron Motley, Eric Math, MD, et al*, Case No. 3:19-cr-00026, Math has committed acts that render his registration to dispense controlled substances inconsistent with the public interest pursuant to NRS 453.231, no longer qualifies for registration to dispense controlled substances under federal or state law, and is subject to discipline pursuant to NRS 453.236(1) and NRS 453.241(1).

THIRD CAUSE OF ACTION

Unprofessional Conduct - Incompetent, Unskillful or Negligent Performance of Duties

- 15. Performing any duties as the holder of a 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).
- 16. By violating the Controlled Substances Act, 21 U.S.C. Chap. 13, as detailed in the plea agreement in *United States vs. Myron Motley, Eric Math, MD, et al*, Case No. 3:19-cr-00026, Math has performed his duties as the holder of a controlled substance registration in an incompetent, unskillful or negligent manner and engaged in unprofessional conduct and conduct contrary to the public interest in violation of NAC 639.945(1)(i), and is subject to discipline pursuant to NRS 453.236(1) and NRS 639.210(4).

FOURTH CAUSE OF ACTION

Inactive License to Practice Medicine

- 17. A practitioner must hold an active license to practice his or her profession in this State and be registered with both the DEA and the Board to possess, administer, prescribe and/or dispense any controlled substance. NRS 453.226(1); 21 U.S.C. § 822(a)(2); 21 U.S.C. § 823(f); 21 CFR § 1306.03.
- 18. By placing his NSBME License No. 8878 to practice medicine on inactive status, Math no longer qualifies for registration to dispense controlled substances under federal or state law, and is subject to discipline pursuant to NRS 453.236(1) and NRS 453.241(1).

FIFTH CAUSE OF ACTION Surrender of DEA Registration for Cause and Federal Conviction

19. The surrender of a registration to the Drug Enforcement Administration by a practitioner operates as an immediate suspension of a registration issued by the Board pursuant to NRS Chapter 453 to possess, administer, prescribe or dispense controlled substances. NRS 639.2107.

Conviction of a felony for a violation of federal law concerning drugs operates as an immediate suspension of a registration issued by the Board pursuant to NRS Chapter 453 to possess, administer, prescribe or dispense controlled substances. NRS 639.2121.

- 20. By surrendering his DEA Certificate of Registration No. BM4705616 for cause and his felony conviction, Math has admitted to violating federal law, is no longer authorized by federal law to dispense controlled substances, and is subject to discipline pursuant to NRS 453.236(1) and NRS 453.241(1).
- The suspension of Math's Nevada Controlled Substance Registration, Certificate No. 21. CS04598 pursuant to NRS 639.2107 and NRS 639.2121 is subject to review by the Board pursuant to NRS 453.236(1) and NRS 639.255(1)(c).

WHEREFORE it is requested that the Nevada State Board of Pharmacy take appropriate disciplinary action with respect to the certificate of registration of this respondent.

Signed this 16 day of January, 2021.

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

Nevada State Board of Pharmacy

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.

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,
Petitioner,

CASE NO. 19-083-CS-N

v.

ERIC MARTIN MATH, MD, Certificate of Registration No. CS04598,

STATEMENT TO THE RESPONDENT AND NOTICE OF HEARING

Respondent.

TO THE RESPONDENT ABOVE-NAMED: PLEASE TAKE NOTICE THAT:

Ī.

Pursuant to the authority and jurisdiction conferred upon the Nevada State Board of Pharmacy (Board) by NRS 639.241 to NRS 639.2576, inclusive, and NRS chapter 233B and 622A, a First Amended Notice of Intended Action and Accusation has been filed with the Board by the Petitioner, J. David Wuest, Executive Secretary for the Board, alleging grounds for imposition of disciplinary action by the Board against you, as is more fully explained and set forth in the Notice of Intended Action and Accusation served herewith and hereby incorporated reference herein.

II.

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 Statement and Notice, and of the Notice of Intended Action and Accusation served within. NRS 639.320; NRS 639.243.

The Board has scheduled your hearing on this matter for Wednesday, March 3, 2021, at 9:00 a.m. or soon thereafter. Pursuant to Governor Steve Sisolak's Emergency Directive 006, there will be no physical location for this meeting. The meeting can be listened to or viewed live over Zoom.

> Via Videoconference at Zoom: https://zoom.us/j/5886256671 Via Teleconference at 1 (669) 900-6833 Meeting ID: 588 625 6671

> > IV.

Pursuant to NRS 241.033 and 241.034, please be advised that the hearing is a public meeting, and the Board may, without further notice, take administrative action against you if the Board determines that such administrative action is warranted after considering your character, alleged misconduct, professional competence, or physical or mental health. The Board at its discretion may go into closed session to consider your character, alleged misconduct, professional competence, or physical or mental health. You may attend any closed session, have an attorney or other representative of your choosing present during any closed session, and present written evidence, provide testimony, and present witnesses relating to your character, alleged misconduct, professional competence, or physical or mental health during any closed session.

V.

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.

DATED this 26th day of January, 2021.

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

Nevada State Board of Pharmacy

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY,) CASE NO. 19-083-CS-N
Petitioner,)
v.) ANSWER AND NOTICE
) OF DEFENSE
ERIC MARTIN MATH, MD,)
Certificate of Registration No. CS04598,)
)
Respondent.	1

Respondent above named, in answer to the Notice of Intended Action and Accusation filed in the above-entitled matter before the Nevada State Board of Pharmacy, declares:

1. That his objection to the Notice of Intended Action and Accusation as being incomplete or failing to state clearly the charges against him, is hereby interposed on the following grounds: (State specific objections or insert "none").

2. That, in answer to the Notice of Intended Action and Accusation, he admits, denies and alleges as follows:
and anoget at follows.
I hereby declare, under penalty of perjury, that the foregoing Answer and Notice of Defense, an
all facts therein stated, are true and correct to the best of my knowledge.
DATED this day of
PRICAL DOUBLES AGREE BAN
ERIC MARTIN MATH, MD

4.00

CERTIFICATE OF SERVICE

I certify that I am an employee of the Nevada State Board of Pharmacy, and that on this 27th day of January, 2021, I served a true and correct copy of the foregoing document by Certified U.S. Mail to the following:

David R. Houston, Esq. 432 Court Street Reno, NV 89501

SHIRLEY HUNTING



APR 1 2 2021

NEVADA STATE BOARD OF PHARMACY

Hal Taylor, Esq. SBN: 4399

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1551 W. Lakeridge Shores.

Reno, NV 89519 Tel: (775) 825-2223

Fax: (775) 329-1113

Email: HalTaylorLawyer@gbis.com Attorney for Eric Martin Math, MD

BEFORE THE NEVADA STATE BOARD OF PHARMACY

NEVADA STATE BOARD OF PHARMACY

Case No.: 19-083-CS-N

Petitioner.

٧.

ERIC MARTIN MATH, MD Certificate of Registration No. CS04598,

Respondent,

Amended Answer

Respondent Eric Martin Math, MD, through his counsel, Hal Taylor, Esq., responds to the Notice of Intended Action and Accusation ("Accusation") filed by the Nevada State Board of Pharmacy ("Board") as follows:

JURISDICTION

l.

Admitted.

INCORPORATION OF PREVIOUS ANSWER AND NOTICE OF DEFENSE

Respondent Math, though his criminal counsel, David R. Houston, Esq., previously filed an Answer and Notice of Defense ("Original Answer"). By this reference, the relevant portions of the Original Answer are incorporated into this Amended Answer as if fully set forth herein. It is anticipated that if a trial goes forward of the Co-Defendants in the Federal case against Respondent Math, that he may be subpoenaed to testify the United States Attorney's Office.

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HAL TAYLOR, ESO. 2551 W. Lakeridge Shores RENO, NV 89519 TEL. (775) 825-225 - HaffaylorLawyer@gbls.com

HAL TAYLOR, ESQ. 2651 W. Lakeridge Shores RENO, NV 89519 TEL. (775) 825-2225 - HalfaylorLæwyer@gbis.com

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FACTUAL ALLEGATIONS

II.

Since the filing of the Original Answer, Respondent Math entered into a Plea Agreement with the United States Attorney's Office in which he agreed to plead guilty to Count I of the indictment (Conspiracy to distribute a controlled substance - hydrocodone and oxycodone.) in *United States of America v Eric Math*, Case No.: 3:19-cr-0026 pending in the Untied States District Court for the District of Nevada "District Court"). That plea has been accepted by the District Court, and Respondent Math is waiting for sentencing, currently scheduled for June 15, 2021.

The relevant factual admissions are contained in Factual Basis portion of the Plea Agreement, incorporated by this reference into this Amended Answer.

Admitted that Respondent Math surrendered his DEA Certificate of Registration as alleged.

111.

Admitted as to statements made in the DEA Surrender for Cause.

IV.

Admitted.

APPLICABLE LAW

٧.

Admitted.

VI.

Admitted.

VII.

Admitted.

VIII.

Admitted.

//

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HAL TAYLOR, ESQ. 2551 W. Lakeridge Shores RENO, NV 89519 TEL. (775) 825-225 - HalTaylorLawyer@gbis.com

FIRST CAUSE OF ACTION

and the second trans

IX.

Admitted that were the Board to find that Respondent Math failed to comply with the Federal requirements pertaining to controlled substances that Respondent Math may be subject to discipline pursuant to NRS 453.236(1)(d) and NRS 453.24(1).

SECOND CAUSE OF ACTION

X.

Admitted.

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THIRD CAUSE OF ACTION

XI.

Admitted that were the Board to find that Respondent Math failed to comply with the Federal requirements pertaining to controlled substances that Respondent Math may be subject to discipline pursuant to NRS 639.210(11) and/or (12), and NRS 639.255.

XII.

Wherefore, Respondent Eric Math, M.D. prays that the Board will enter an order appropriate to this case which will allow Respondent Math to seek active licensure in the future under appropriate circumstances and conditions.

AFFIRMATION PURSUANT TO NRS 239B.030

By signature below, the undersigned affirms that the preceding document does not contain the social security number of any person.

Dated: April 12, 2021.

HAL TAYLOR, ESQ. 2551 W. Lakeridge Shores Reno, Nevada 89519 (775) 825-2223

HAL TAYLOR Attorney for Respondent •

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of Hal Taylor, Attorney at Law, and that on this date, I electronically filed the foregoing **Amended Answer** with the Nevada State Board of Pharmacy.

Dated: April 12, 2021

Hal Taylor, Esq.

HAL TAYLOR, ESQ. 2651 W. Lakeridge Shores RENO, NV 89519 TEL. (775) 625-2225 - HalTaylorLawyer@gbis.com

SFY21 MONTHLY BUDGET REPORT NEVADA STATE BOARD OF PHARMACY CURRENT MONTH: Mar 21

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eint \$ 30,000 <th< td=""><td>Operating</td><td>\$ 909,437</td><td>\$ (81,597)</td><td>\$ R27 840</td><td>\$ 500,000 \$</td><td>1,337,437</td><td>//9'99/</td><td>2,939,427</td><td></td></th<>	Operating	\$ 909,437	\$ (81,597)	\$ R27 840	\$ 500,000 \$	1,337,437	//9'99/	2,939,427	
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6 027'000'	Total Expenses	\$ 7,608,241		-		t.		+	
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