

**BEFORE THE NEVADA STATE BOARD OF PHARMACY**

**NEVADA STATE BOARD OF PHARMACY,**

**Petitioner,**

**v.**

**CHAD HALL, DO,  
Certificate of Registration No. CS20510,**

**Respondent.**

**Case No. 21-108-CS-S**

**STIPULATION AND ORDER**

Brett Kandt, General Counsel for Petitioner the Nevada State Board of Pharmacy (Board), and Respondent Chad Hall, DO, Certificate of Registration No. CS20510, by and through counsel, Michael Sanft, Esq., **HEREBY STIPULATE AND AGREE THAT:**

1. The Board has jurisdiction over Respondent and this matter.
2. On or about September 29, 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. Respondent is fully aware of the right to file an Answer and Notice of Defense to the Accusation prior to entering into this Stipulation.
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 does not contest the allegations in the Accusation, but acknowledges 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*, that by failing to disclose the charges in *United States vs. Chad Hall, DO, et al*, Case No. 2:19-cr-00154-RFB-VCF, to the Board on his renewal application for 2020, although he was subsequently acquitted on those charges, Respondent violated NRS 453.331(1)(e), NRS 453.231(1)(f) and/or NRS 453.236(1)(a), engaged in unprofessional conduct as defined in NAC 639.945(1)(h), and is subject to discipline pursuant to NRS 453.236(1), NRS 453.241(1), and/or NRS 639.210(4) and/or (10).

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. To resolve this matter without incurring any further costs or the expense associated with a hearing, the Board and Respondent Chad Hall, DO, Certificate of Registration No. CS20510, stipulate to the following penalties:

A. Respondent shall accept this Stipulation and Order as a public reprimand regarding his duties and responsibilities as a practitioner;

B. Pursuant to NRS 639.255(1)(f) and NAC 639.955(5), Respondent shall pay a fine of Five Thousand Dollars (\$5,000.00), through monthly payments pursuant to the following schedule:

<u><b>Due Date</b></u>	<u><b>Amount</b></u>
4/1/2023	500.00
5/1/2023	500.00
6/1/2023	500.00
7/1/2023	500.00
8/1/2023	500.00
9/1/2023	500.00
10/1/2023	500.00
11/1/2023	500.00
12/1/2023	500.00
<u>1/1/2024</u>	<u>500.00</u>
<b>TOTAL</b>	<b>\$5000.00</b>

Respondent shall make the monthly payments of the fine amount by personal, business, certified or cashier's 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. Respondent has the right to pre-pay any or all of the payments; and

C. Pursuant to NRS 622.400, Respondent shall pay Five Hundred Dollars (\$500.00) to partially reimburse the Board for reasonable attorney's fees and recoverable costs incurred in investigating and prosecuting this matter, by personal, business, certified or cashier's check or money order made payable to the "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 entry of this Order.

10. 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.

11. 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 March 8, 2023. 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.

12. 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 and shall be reported to the National Practitioner Data Bank pursuant to 42 U.S.C. § 1396r-2 and 45 CFR Part 60.

13. 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.

14. 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 knowingly and voluntarily agreed to the terms set forth herein, and waived certain rights, as stated herein.**

**AGREED:**

Signed this \_\_\_\_ day of March, 2023

Signed this \_\_\_\_ day of March, 2023

---

**CHAD HALL, DO,**  
Certificate of Registration No. CS20510

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**BRETT KANDT, ESQ.**  
General Counsel  
Nevada State Board of Pharmacy

**APPROVED AS TO FORM AND CONTENT**  
this \_\_\_\_ day of March, 2023

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**MICHAEL SANFT, ESQ.**  
Counsel for Respondent

**DECISION AND ORDER**

The Nevada State Board of Pharmacy hereby adopts the foregoing Stipulation as its decision as to Chad Hall, DO, Certificate of Registration No. CS20510, in Case No. 21-108-CS-S and hereby orders that the terms of the foregoing Stipulation be made effective upon execution below.

**IT IS SO ORDERED.**

Entered this \_\_\_\_ day of March, 2023.

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Helen Park, Pharm.D.  
President  
Nevada State Board of Pharmacy

# EXHIBIT 1

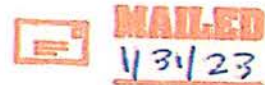
Case No. 22-130-PT-N

JAMIE LEIGH SAGE



Jamie Leigh Sage  
[REDACTED] Weso Street  
Winnemucca, NV 89445  
22-130-PT-N. NIAA

9171 9690 0935 0279 7891 91



Jamie Leigh Sage  
[REDACTED] Potato Road  
Winnemucca, NV 89445  
22-130-PT-N. NIAA

9171 9690 0935 0279 7892 07



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[FAQs >](#)

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## Latest Update

Your item was delivered to an individual at the address at 9:50 am on February 2, 2023 in WINNEMUCCA, NV 89445.

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### Delivered

**Delivered, Left with Individual**

WINNEMUCCA, NV 89445

February 2, 2023, 9:50 am

### Out for Delivery

WINNEMUCCA, NV 89445

February 2, 2023, 7:50 am

### Arrived at Post Office

WINNEMUCCA, NV 89445

February 2, 2023, 7:39 am

### Departed USPS Regional Facility

RENO NV DISTRIBUTION CENTER

February 1, 2023, 6:13 pm

### Arrived at USPS Regional Facility

RENO NV DISTRIBUTION CENTER

January 31, 2023, 10:07 pm

### Accepted at USPS Origin Facility



RENO, NV 89521  
January 31, 2023, 8:52 pm

Pre-Shipment Info Sent to USPS, USPS Awaiting Item  
January 31, 2023

Hide Tracking History

Text & Email Updates

USPS Tracking Plus®

Product Information

See Less

Tracking Number:

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9171969009350279789191

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## Latest Update

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### Delivered

Delivered, Left with Individual

WINNEMUCCA, NV 89445  
February 2, 2023, 11:31 am

### Out for Delivery

WINNEMUCCA, NV 89445  
February 2, 2023, 7:50 am

### Arrived at Post Office

- WINNEMUCCA, NV 89445  
February 2, 2023, 7:39 am
- Departed USPS Regional Facility  
RENO NV DISTRIBUTION CENTER  
February 1, 2023, 6:13 pm
- In Transit to Next Facility  
February 1, 2023
- Arrived at USPS Regional Facility  
RENO NV DISTRIBUTION CENTER  
January 31, 2023, 10:07 pm
- Accepted at USPS Origin Facility  
RENO, NV 89521  
January 31, 2023, 8:52 pm
- Pre-Shipment Info Sent to USPS, USPS Awaiting Item  
January 31, 2023
- Hide Tracking History

Text & Email Updates	▼
USPS Tracking Plus®	▼
Product Information	▼

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**FAQs**

# EXHIBIT 2

Case No. 22-130-PT-N

JAMIE LEIGH SAGE



# NEVADA STATE BOARD OF PHARMACY

985 Damonte Ranch Pkwy Suite 206, Reno, Nevada 89521

(775) 850-1440 • 1-800-364-2681 • FAX (775) 850-1444

• Web Page: [bop.nv.gov](http://bop.nv.gov)

February 6, 2023

Jamie Leigh Sage  
[REDACTED] Potato Road  
Winnemucca, NV 89445

Re: Jamie Leigh Sage and Case No. 22-130-PT-N

Dear Jamie Leigh Sage

The hearing for case number **22-130-PT-N** has been scheduled for Wednesday, 3/8/2023 at 9:00:00 AM PST or soon thereafter at the following location:

Hilton Garden Inn  
7830 S Las Vegas Boulevard  
Las Vegas, NV

This is an in-person hearing; all respondents, witnesses and counsel must appear in person before the Board.

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.

If you have any questions, please feel free to contact the board staff.

Sincerely,

A handwritten signature in blue ink, appearing to read "K. Mangosing".

Kristopher Mangosing  
Assistant Board Coordinator

9171 9690 0935 0279 7897 02



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Tracking Number:

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Latest Update

Your item was delivered to the front desk, reception area, or mail room at 10:03 am on February 8, 2023 in WINNEMUCCA, NV 89445.

Delivered  
Delivered, Front Desk/Reception/Mail Room  
WINNEMUCCA, NV 89445  
February 8, 2023, 10:03 am  
  
See All Tracking History

Get More Out of USPS Tracking:  
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Text & Email Updates

USPS Tracking Plus®

Product Information

See Less ^

Track Another Package

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FAQs



# 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](http://bop.nv.gov)

February 6, 2023

Jamie Leigh Sage  
[REDACTED] Weso Street  
Winnemucca, NV 89445

Re: Jamie Leigh Sage and Case No. 22-130-PT-N

Dear Jamie Leigh Sage

The hearing for case number **22-130-PT-N** has been scheduled for Wednesday, 3/8/2023 at 9:00:00 AM PST or soon thereafter at the following location:

Hilton Garden Inn  
7830 S Las Vegas Boulevard  
Las Vegas, NV

This is an in-person hearing; all respondents, witnesses and counsel must appear in person before the Board.

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.

If you have any questions, please feel free to contact the board staff.

Sincerely,

A handwritten signature in blue ink, appearing to read "K. Mangosing".

Kristopher Mangosing  
Assistant Board Coordinator

9171 9690 0935 0279 7896 96

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Tracking Number:

9171969009350279789696

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Remove X

Latest Update

Your item was delivered to an individual at the address at 2:48 pm on February 8, 2023 in WINNEMUCCA, NV 89445.

Delivered

Delivered, Left with Individual

WINNEMUCCA, NV 89445

February 8, 2023, 2:48 pm

See All Tracking History

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Text & Email Updates

USPS Tracking Plus®

Product Information

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Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs



# EXHIBIT 3

Case No. 22-130-PT-N

JAMIE LEIGH SAGE

## BEFORE THE NEVADA STATE BOARD OF NURSING

IN THE MATTER OF

JAMIE SAGE

LICENSED PRACTICAL NURSE

NEVADA LICENSE NO. LPN17761

RESPONDENT

FINDINGS OF FACT,  
CONCLUSIONS OF LAW,  
AND ORDER

CASE NO. 202006064

On Thursday, November 19, 2020, a hearing was held in the above matter before the Nevada State Board of Nursing ("Board") in compliance with the provisions of Chapters 233B and 632 of the Nevada Revised Statutes (NRS) and Chapter 632 of the Nevada Administrative Code (NAC).

Respondent Sage did not appear at the hearing. The Nevada State Board of Nursing appeared through counsel, Kimberly A. Arguello, Esq.

Based upon NAC 632.923, the Board proceeded to consider the case without the participation of Respondent. Documents were admitted into evidence. Pursuant to NAC 632.923, the Board considered the charges specified in the Complaint to be true. Accordingly, the Board made the following Findings of Fact, Conclusions of Law, and Order:

**FINDINGS OF FACT**

The Board, based upon evidence presented during the Hearing, finds that there is a preponderance of evidence in the record to establish each of the following findings of fact:

1. At least twenty-one (21) working days prior to the date of the hearing, Respondent had been noticed of the hearing by certified mail and by first class mail, which notice was mailed to Respondent's last known residential address.

2. The Board found that proper notice of the hearing was given to Respondent.

3. The Board had jurisdiction over the matter, and the Board could proceed to make a determination in the matter.

4. On August 4, 2017, Respondent was granted a permanent Licensed Practical Nurse (LPN) license in the State of Nevada.

5. On or about May 17, 2020, Respondent was employed and on duty as an LPN at the Humboldt General Hospital, located in Winnemucca, Nevada. On that day, during a routine pharmacy audit, a discrepancy was found involving oxycodone tablets. Respondent was asked to submit to a drug screen. Respondent's drug screen was positive for oxycodone.

6. Respondent contacted the Board and requested to voluntarily surrender her license.

## CONCLUSIONS OF LAW

7. Based upon the above Findings of Fact, the Board hereby finds by a preponderance of the evidence the following violation of law:

8. The foregoing conduct constitutes grounds for disciplinary action pursuant to NRS 632.347(1)(g) unprofessional conduct, and NAC 632.890(10) when Respondent practiced nursing, if any amount of alcohol or a controlled substance or dangerous drug that is not legally prescribed is present in the body of the nurse, as determined by a test of the blood, saliva, breath, hair or urine of the nurse, given while the nurse is on duty.

**ORDER**

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

9. IT IS ORDERED that Respondent Sage's request for **Voluntary Surrender** of LPN license LPN17761 is accepted.

This Order shall become part of Respondent's permanent record, be published on the

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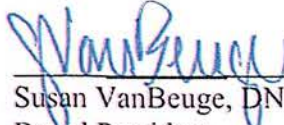
1 Board's list of disciplinary actions, and be reported to the appropriate data banks.

2 This Order shall become effective on 19<sup>th</sup> of March 2021.

3 DATED this 17<sup>th</sup> day of February 2021.

5 NEVADA STATE BOARD OF NURSING

7 By:

6  2-10-2021  
8 Susan VanBeuge, DNP, APRN, FNP-BC, FAANP  
Board President

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17th

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By email to: [jamie71786@yahoo.com](mailto:jamie71786@yahoo.com)

Jamie Hewitt

# EXHIBIT 4

Case No. 22-130-PT-N

JAMIE LEIGH SAGE



# NEVADA STATE BOARD OF PHARMACY

985 Damonte Ranch Pkwy Ste 206 - Reno, NV 89521

**PHARMACEUTICAL TECHNICIAN IN TRAINING APPLICATION Registration Fee: \$50.00**

(Non-refundable check or credit card. Credit Cards are charged a 5% processing fee)

PT243 43

Complete Name (no abbreviations):

First: Jamie Middle: Leigh Last: Sage

Home Address: [REDACTED] Apt#: [REDACTED]

City: Winnemucca State: NV Zip Code: 89445

Telephone: [REDACTED] SS# or ITIN: [REDACTED]

Date of Birth: [REDACTED] Place of Birth: [REDACTED] Sex: ☐ M or ☒ F

E-mail Address: [REDACTED]

A licensee is not required to have a Nevada State Business License, however, if you, personally, have one, please provide the number: [REDACTED]

**I am requesting registration at the following pharmacy:**

Pharmacy: Walmart Pharmacy Store #: 2617

Address: 3010 Potato Road

City: Winnemucca, NV State: NV Zip Code: 89445

Signature of Managing Pharmacist: [Signature] Lic #: 20472 Date: 03/31/20

(Without the signature of the managing pharmacist, the application will be returned.)

- Are you 18 years of age or older? Yes ☒ No ☐
  - Are you a high school graduate or the equivalent? Yes ☒ No ☐
- (IF YOU ANSWERED "NO" TO QUESTION 1 AND/OR 2, YOU **CAN NOT** SUBMIT THIS APPLICATION)

	Yes	No
Been diagnosed or treated for any mental illness, including alcohol or substance abuse, or Physical condition that would impair your ability to perform the essential functions of your license?.....	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3. Been charged, arrested or convicted of a felony or misdemeanor in <u>any</u> state?.....	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4. Been the subject of a board citation or an administrative action whether completed or pending in <u>any</u> state?.....	<input type="checkbox"/>	<input checked="" type="checkbox"/>
5. Had your license subjected to any discipline for violation of pharmacy or drug laws in <u>any</u> state?.....	<input type="checkbox"/>	<input checked="" type="checkbox"/>

If you marked YES to any of the numbered questions (3-5) above, include the following information & **provide an explanation & documentation:**

Board Administrative Action:	State	Date:	Case #:
		/ /	
Criminal Action:	State	Date:	Case #:
		/ /	
		County	Court

The Nevada Legislature requires that we include the following questions as part of all applications (NRS639.129)

	Yes	No
Are you the subject of a court order for the support of a child?.....	<input type="checkbox"/>	<input checked="" type="checkbox"/>
IF you marked YES to the question, above are you in compliance with the court order?.....	<input type="checkbox"/>	<input type="checkbox"/>

I hereby certify that the information furnished on this document is true and correct. I agree to abide by all the statutes, rules and regulations governing pharmaceutical technicians and understand that a violation of any such statutes, rules and regulations may be grounds for suspension or revocation of this permit. I understand that Nevada law requires a licensed PTT who, in their professional or occupational capacity, comes to know or has reasonable cause to believe, a child has been abused/neglected, to report the abuse/neglect to an agency which provides child welfare services or to a local law enforcement agency.

Original Signature, no copies or stamps accepted: [Signature] Date: 01/28/21

Board Use Only Date Processed: 2/9/21 Amount: 50.00

# Nevada State Board Of Pharmacy

(Licensee mailing address for window envelope)

THIS STUB IS YOUR RECEIPT

Date: 02/09/2021

Amount:

License #: PT24343

Jamie L. Sage

Winnemucca NV 89445

(ID Card)

Trim ID Card to fit your wallet



Cut Here

License Type: Pharmaceutical Technician  
Trainee  
License #: PT24343

NEVADA  
STATE BOARD OF PHARMACY  
Pharmaceutical Technician Trainee

Expires: 10/31/2022  
STATUS: Active

THE UNDER-NOTED HAVING PAID STATUTORY FEE IS HEREBY LICENSED

Jamie L. Sage

Winnemucca NV 89445

**NONTRANSFERABLE**  
POST THIS LICENSE PROMINENTLY IN A CONSPICUOUS PLACE





# Nevada State Board of Pharmacy

For licensing inquiries please send an email to, [pharmacy@pharmacy.nv.gov](mailto:pharmacy@pharmacy.nv.gov) (mailto:pharmacy@pharmacy.nv.gov).

For current information on [disciplinary actions taken against licensees](#), please send an email to [shunting@pharmacy.nv.gov](mailto:shunting@pharmacy.nv.gov) (mailto:shunting@pharmacy.nv.gov).

## VERIFY LICENSE

Last Name	First Name	License#	City	State	Country	Discipline	Action
Sage	Jamie	PT24343	Winnemucca	NV		None	

License Number : PT24343

Name : Sage, Jamie

License Type : Pharmaceutical Technician Trainee

License Status : Non Renewed

License Date : 02/09/2021

Discipline : None

Expiration Date : 10/31/2022



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Complete Upload

Reset

Document Type	Date	Name	Other Name	Is Public?	Status	Uploaded By	Link	Actions
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# EXHIBIT 5

Case No. 22-130-PT-N

JAMIE LEIGH SAGE



**Timesheet for Kristopher Mangosing –**

**Jamie Leigh Sage, Case No. 22-130-PT-N**

DATE	TIME
------	------

2/6/2023	0.25
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Sent 21 day notice by certified mail.

2/16/2023	0.25
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Prepared documents for Board Book

**TOTAL 0.5 hours x \$34.86/hour = \$17.43**

**Timesheet for Darlene Nases –**

**JAMIE LEIGH SAGE, PTT 22-130-PT-N**

DATE	TIME	
12/13/23	0.25	Prepared Accusation for filing
1/31/23	0.50	Certified and mailed out NIAA

**TOTAL .75 hours x \$28.00/hour = \$21**

**TOTAL TIME & COST SUMMARY**

**Case No. 22-130-PT-N – Jamie Leigh Sage**

Attorney Peter Keegan – 6.8 hours @\$59.97/hr = **\$407.80**

Board Coordinator Kristopher Mangosing – 0.5 @34.86/hr = **\$17.43**

Board Coordinator Darlene Nases – 0.75 hours @28.00/hr = **\$21.00**

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**Total** **\$446.23**

**BEFORE THE NEVADA STATE BOARD OF PHARMACY**

**NEVADA STATE BOARD OF PHARMACY,**

**Petitioner,**

**v.**

**GEMMA MCKENZIE THOMSON, DVM  
Certificate of Registration No. CS33508,**

**Respondent.**

**CASE NO. 22-542-CS-S**

**STIPULATION AND ORDER**

J. David Wuest, in his official capacity as Executive Secretary of the Nevada State Board of Pharmacy ("Board"), by and through its General Counsel, Peter Keegan, Esq., and Respondent Gemma McKenzie Thomson, DVM, ("Dr. Thomson"), Certificate of Registration No. CS33508, by and through counsel, Alan Westbrook., of the law firm of Perry & Westbrook,

**HEREBY STIPULATE AND AGREE THAT:**

1. The Board has jurisdiction over Respondent and this matter because at the time of the events alleged in the Notice of Intended Action and Accusation ("Accusation"), Respondent Thomson held an active Certificate of Registration No. CS33508.

2. On or about February 1, 2023, Board staff served Respondent Dr. Thomson 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 February 1, 2023, Board staff served Respondent Dr. Thomson with a Notice of Suspension of Certificate of Registration No. CS33508 in accordance with NRS 639.2107.

4. Respondent Thomson is fully aware of the right to seek the advice of counsel in this matter and obtained the advice of counsel prior to entering this Stipulation.

5. In lieu of filing an Answer, the proposed Stipulation, through counsel, is presented for the Board's consideration.

6. Respondent Thomson 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 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.

7. Conditioned on the acceptance of this Stipulation by the Board, and with the exception of the right to challenge any determination that Respondent Thomson failed to comply with the provisions of this Stipulation and Order, Respondent hereby freely and voluntarily waives the right to a hearing, reconsideration, appeal and any and all other rights related to this action that may be accorded to by NRS Chapter 233B, Nevada Administrative Procedure Act, NRS Chapter 622A, Administrative Procedure Before Certain Regulatory Bodies, and NRS Chapter 639, Nevada Pharmacy Act.

8. Respondent Dr. Thomson 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 certain of the violations alleged in the Accusation, including:

A. As of January 27, 2023, Respondent Dr. Thomson was no longer eligible to hold a Nevada certificate of registration to dispense controlled substances under NRS 639.2107 because she surrendered her Drug Enforcement Administration Registration for cause by executing a Form DEA-014;

B. Respondent Thomson diverted and self-administered controlled substances during work hours at Blue Pearl and is subject to discipline pursuant to NRS 453.226, NRS 453.236(1)(e), NRS 453.241(1), NRS 453.331(1)(d), NRS 453.336(1), NRS 453.381(2), NRS 453.411(1), NRS 639.210(4) pursuant to NAC 639.945(1), and NRS 639.255(3).

9. In order to resolve this matter without incurring any further costs or the expense associated with a hearing, the Board and Respondent Dr. Thomson stipulate to the following penalties and conditions.

A. Respondent Dr. Thomson's Certificate of Registration No. CS33508 shall be revoked for a period of 1 year. Respondent Dr. Thomson agrees that this one (1) year revocation



constitutes formal discipline pursuant to NRS 233B.121(6). The one (1) year revocation shall be measured from the effective date of the Board's Order accepting the Stipulation. Upon the expiration of the one (1) year revocation, and completion of the below stipulation terms, Respondent Dr. Thomson may petition the Board for reinstatement of Certificate of Registration No. CS33508;

- i. Respondent Dr. Thomson shall obtain an Evaluation for Substance Use Disorder and comply with any and all recommendations set forth by the Evaluator/Practitioner. The evaluation must be returned to the Board;
- ii. Pay a fine of Five Thousand Dollars (\$5,000.00) for the alleged violations; and
- iii. Pay One Thousand Dollars (\$1,000.00) to partially reimburse the Board for recoverable attorney's fees and costs incurred in investigating and prosecuting this matter.

10. 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 Thomson, then the Board may impose discipline consistent with the provisions of NRS Chapter 639.

11. 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 March 8, 2023. Respondent Dr. Thomson will appear in person and/or with counsel 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 or counsel are not present at the meeting.

12. 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 and shall be reported to the National Practitioner Data Bank pursuant to 42 USC § 1396r-2 and 45 CFR Part 60.

13. 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 at a later date. The terms and admissions herein may not be used or referred to in a full hearing on the merits of this matter.

14. Upon approval of this Stipulation by the Board, Respondent shall pay the fines agreed to herein by *personal check, business check, 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.

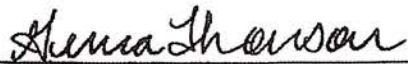
15. Upon approval of this Stipulation by the Board, Respondent shall pay the attorney's fees and costs agreed to herein by *personal check, business check, cashier's check or certified check or money order* made payable to "Nevada State Board of Pharmacy," to be received by the Board's Reno office located at 985 Damonte Ranch Parkway – Suite 206, Reno, Nevada 89521, within thirty (30) days of the effective date of this Order.

16. Subject to the approval of this Stipulation by the Board, the Board and Respondent agree to release one another 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 have freely and voluntarily agreed to the terms set forth herein, and waived certain rights, as stated herein.**

**AGREED:**

Signed this 7<sup>th</sup> day of March 2023.



GEMMA MCKENZIE THOMSON, DVM  
Certificate of Registration No. CS33508

APPROVED AS TO FORM AND  
CONTENT this 7<sup>th</sup> day of March 2023.

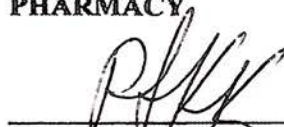
PERRY & WESTBROOK



ALAN WESTBROOK, ESQ.  
Counsel for Respondent

Signed this 7<sup>th</sup> day of March 2023.

NEVADA STATE BOARD OF  
PHARMACY



PETER K. KEEGAN, ESQ.  
General Counsel

**ORDER**

The Nevada State Board of Pharmacy hereby adopts the foregoing Stipulation as to Respondent Dr. Gemma McKenzie Thomson, Certificate of Registration No. CS33508, in Case No. 22-542-CS-N and hereby orders that the terms of the foregoing Stipulation be made effective immediately.

**IT IS SO ORDERED.**

Entered this \_\_\_\_ day of March 2023.

\_\_\_\_\_  
Helen Park, President  
Nevada State Board of Pharmacy



SFY22 MONTHLY BUDGET REPORT  
NEVADA STATE BOARD OF PHARMACY  
CURRENT MONTH: Jan 23

REVENUES	APPROVED BUDGET	BUDGET AMENDMENTS	REVISED BUDGET	CURRENT MONTH REVENUE/EXPENSE	PRIOR MONTH(S) REVENUE/EXPENSE	PROJECTIONS THROUGH 6/30/2024	TOTAL REVENUE/EXPENSE SFY23	DIFFERENCE
Beginning Balance	\$ 3,706,622		\$ 3,706,622	\$ -	\$ -	\$ 3,706,622	\$ 3,706,622	\$ -
Renewal Fees	\$ 4,635,800	\$ 677,000	\$ 5,312,800	\$ 18,500	\$ 5,601,211	\$ -	\$ 5,619,711	\$ 306,911
Registration Fees	\$ 593,510		\$ 593,510	\$ 124,865	\$ 542,055	\$ -	\$ 666,920	\$ 73,410
Recovered Costs	\$ 50,000		\$ 50,000	\$ 2,500	\$ 19,607	\$ 27,894	\$ 50,000	\$ -
CC Processing Fees	\$ 250,000		\$ 250,000	\$ 3,297	\$ 291,173	\$ -	\$ 294,470	\$ 44,470
Change MGR RPh	\$ 10,000		\$ 10,000	\$ 1,300	\$ 5,600	\$ 3,100	\$ 10,000	\$ -
Inspections	\$ 1,000		\$ 1,000	\$ 150	\$ 4,857	\$ 1,000	\$ 6,007	\$ 5,007
Interest Income	\$ 7,500		\$ 7,500	\$ -	\$ -	\$ 7,500	\$ 7,500	\$ -
Late Fees	\$ 17,530		\$ 17,530	\$ 4,210	\$ 69,360	\$ -	\$ 73,570	\$ 56,040
Total Revenues	\$ 9,271,962	\$ 677,000	\$ 9,948,962	\$ 154,822	\$ 6,533,862	\$ 3,746,115	\$ 10,434,799	\$ 485,837

EXPENSES								
Payroll	\$ 3,754,618		\$ 3,754,618	\$ 267,191	\$ 1,695,189	\$ 1,555,115	\$ 3,512,494	\$ (242,124)
Operating	\$ 1,100,000		\$ 1,100,000	\$ 167,875	\$ 558,894	\$ 404,118	\$ 1,130,886	\$ 30,886
Equipment	\$ 55,000		\$ 55,000	\$ -	\$ 1,730	\$ 53,270	\$ 55,000	\$ -
In-State Travel	\$ 110,000		\$ 110,000	\$ 14,264	\$ 60,662	\$ 35,074	\$ 110,000	\$ -
Out-of-State Travel	\$ 65,000		\$ 65,000	\$ -	\$ 13,162	\$ 51,838	\$ 65,000	\$ -
DAG Cost	\$ 36,000		\$ 36,000	\$ -	\$ 34,149	\$ 1,852	\$ 36,000	\$ -
Reserve	\$ 4,151,344	\$ 677,000	\$ 4,828,344	\$ -	\$ -	\$ 1,852	\$ 5,525,419	\$ 697,075
Total Expenses	\$ 9,271,962	\$ 677,000	\$ 9,948,962	\$ 444,330	\$ 2,363,785	\$ 2,101,266	\$ 10,434,799	\$ 485,837
Balance	\$ -	\$ -	\$ -	\$ 444,330	\$ 2,363,785	\$ 2,101,266	\$ -	\$ -

**Citations & Fines issued pursuant to NRS 639.2895**  
**(Since the last Board Meeting)**

- Cease & Desist/Cite & Fine
  - Unlicensed Practice: 1
- Cite & Fine
  - Misfill: 0