



## Nevada State Board of Medical Examiners

January 8, 2003

Lorne J. Malkiewich, Director  
Legislative Counsel Bureau  
401 South Carson Street  
Carson City, Nevada 89710

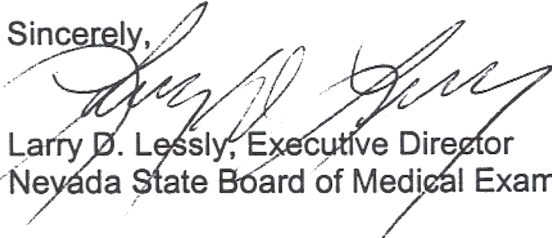
Dear Mr. Malkiewich,

Pursuant the provisions of NRS 622.100, the following is a report of disciplinary action taken against a licensee of the Nevada State Board of Medical Examiners for the calendar quarter October 1, 2002 through December 31, 2002:

**Kenneth D. Mower, M.D.**

November 21, 2002, the Nevada State Board of Medical Examiners summarily suspended the license to practice medicine in the state of Nevada of Kenneth D. Mower, M.D. The summary suspension was based upon a finding that the public health, safety and welfare imperatively required emergency action and summary suspension of Dr. Mower's license to practice medicine in the state of Nevada pending a hearing on a complaint against Dr. Mower for malpractice involving the death of a patient. A copy of the Complaint and Order of Summary Suspension is attached.

Sincerely,

  
Larry D. Lessly, Executive Director  
Nevada State Board of Medical Examiners

Mailing Address: P.O. Box 7238 • Reno, Nevada 89510-7238  
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1 **Before the Board of Medical Examiners**  
2 **of the State of Nevada**

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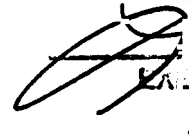
4 **In The Matter of The Complaint**

**Case No. 02-5717-1**

5 **Against**

NO. \_\_\_\_\_  
FILED 21 November 2002

6 **Kenneth D. Mower, M.D.,**

  
EXECUTIVE

7 **Respondent.**

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9  
10 **ORDER OF SUMMARY SUSPENSION OF LICENSE TO  
PRACTICE MEDICINE IN THE STATE OF NEVADA**

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12 This matter having come before the Nevada State Board of Medical Examiners at  
13 a telephone conference call board meeting as an emergency agenda item to consider  
14 the above entitled matter on the 21<sup>st</sup> day of November, 2002, and the Board having  
15 considered the Complaint and request for summary suspension of license filed against  
16 Kenneth D. Mower, M.D., on this date, a copy of which is attached to this Order and  
17 incorporated herein by reference, and the Board having considered the request for  
18 summary suspension and the relevant provisions of chapter 630 of the Nevada Revised  
19 Statutes, Chapter 630 of the Nevada Administrative Code, and Chapter 233B of the  
20 Nevada Revised Statutes, and good cause appearing, the Board finds, by  
21 preponderance of the evidence:  
22

23 I.

24 That Kenneth D. Mower, M.D., is licensed by the Nevada State Board of Medical  
25 Examiners to practice medicine in the state of Nevada.

1 II.

2 That Kenneth D. Mower, M.D., has been charged in a Complaint duly filed with  
3 the Board with prescribing a lethal dose of Morphine to a patient who was in the  
4 emergency room of Desert Springs Hospital, having been transported there by  
5 ambulance after an attempted suicide by taking large amounts of prescription  
6 medications.

7 III.

8 That Kenneth D. Mower, M.D., has been charged in the Complaint with ordering  
9 100 mg. of Morphine IV to be administered to the patient, which 100 mg. of Morphine IV  
10 were in fact administered to the patient beginning at 1920 hours and at 1950 hours.  
11 Kenneth D. Mower, M.D., pronounced the patient dead.

12 IV.

13 Kenneth D. Mower, M.D., has been charged in the Complaint with prescribing  
14 this lethal dose of Morphine to a patient in the emergency room after an attempted  
15 suicide, who was unconscious, comatose, not exhibiting pain, and not terminally ill, and  
16 that the public health, safety, and welfare imperatively require action and summary  
17 suspension of Kenneth D. Mower, M.D.'s license to practice medicine in the state of  
18 Nevada pending a hearing on the Complaint.  
19

20 V.

21 That the public health, safety, and welfare imperatively require action and  
22 summary suspension of Kenneth D. Mower, M.D.'s license to practice as a physician in  
23 the state of Nevada pending a hearing on the complaint.  
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1 VI.

2 That the continuing practice of medicine as a physician or the continuing ability to  
3 practice medicine as a physician by Kenneth D. Mower, M.D., during the pendency of  
4 the time necessary for a hearing on the complaint would endanger the health, safety,  
5 and welfare of his patients.

6 WHEREFORE, it is the Order of the Nevada State Board of Medical Examiners  
7 that KENNETH D. MOWER, M.D.'s license to practice medicine as a physician in the  
8 state of Nevada is hereby summarily suspended pending proceedings on the complaint  
9 on file herein or until further order of the board.

10 DATED this 21<sup>st</sup> day of November, 2002.

12  
13 NEVADA STATE BOARD OF MEDICAL EXAMINERS

14 By: Cheryl A. Hug-English MD  
15 CHERYL A. HUG-ENGLISH, M.D.,  
16 President

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1 **Before the Board of Medical Examiners**  
2 **of the State of Nevada**

3 \* \* \* \* \*

4 **In The Matter of The Complaint**

5 **Against**

6 **Kenneth D. Mower, M.D.,**

7 **Respondent.**

8 **Case No. 02-5717-1**

9 **NO. FILED**

10 **11/20/02**

11 *William E. Lyon*  
12 **EXECUTIVE DIRECTOR**

13 **COMPLAINT**

14 Pursuant to the provisions of chapter 630 of the Nevada Revised Statutes, and by  
15 virtue of the authority vested in it by said chapter, the Investigative Committee of the Board  
16 of Medical Examiners of the State of Nevada, composed of Paul A. Stewart, M.D., Donald  
17 H. Baepler, Ph.D., D.Sc., and Stephen K. Montoya, M.D., having a reasonable basis to  
18 believe that KENNETH D. MOWER, M.D., hereinafter referred to as "RESPONDENT", has  
19 violated the provisions of said chapter, hereby issues its formal Complaint, stating the  
20 Investigative Committee's charges and allegations, as follows:

21 1. That Respondent is licensed in active status to practice medicine in the  
22 state of Nevada, and at all times alleged herein, was so licensed by the Board of  
23 Medical Examiners of the State of Nevada, pursuant to the provisions of Chapter 630 of  
24 the Nevada Revised Statutes.

25 2. That NRS 630.301(4) provides that the act of malpractice constitutes  
grounds for initiating disciplinary action against a licensee.

### COUNT ONE

The allegations set forth paragraphs through are incorporated herein as if set out in full.

4. That in July 2002 Respondent treated Patient A, in the emergency room of Desert Springs Hospital in Clark County, Nevada.

That at the time Respondent treated Patient A, Respondent was working in the emergency room of the hospital and Patient A had been transported to the hospital emergency room by ambulance.

6. That upon arrival at the hospital Patient A was treated by an emergency room physician. A determination was made that Patient A was someone who had attempted to commit suicide by taking a large amount of medications.

7. That after Respondent took over the care of Patient A, the only care Respondent provided to Patient A was to order 100 mg of Morphine IV to be administered to Patient A.

8. That the medical records show that Respondent ordered 100 mg of Morphine IV for Patient A, and that 100 mg of Morphine IV were administered to Patient A beginning at 9:20 hours and at 10:50 hours Patient A was pronounced dead by Respondent.

9. That Respondent prescribed a lethal dose of Morphine to a patient who was in the emergency room after attempting suicide who was unconscious, comatose, not exhibiting pain, and not terminally ill, who expired shortly after Morphine was administered to the Patient.

0. The Respondent, in his treatment of Patient A, committed a violation of the provisions of NR 400.1(4).

COUNT TWO

The Respondent's actions, as set forth herein, constitute a violation of the provisions of NR 400.1(4) as if set forth herein.

The public health, safety and welfare imperatively require the immediate suspension of Respondent's license to practice medicine in the State of Nevada on this Complaint.

The continuing practice of medicine and the ability to render medical services by Respondent during the pendency of the time necessary for hearing this Complaint would endanger the health, safety and welfare of his patients.

WHEREFORE, the Investigative Committee of the Nevada State Board of Medical Examiners prays that the Nevada State Board of Medical Examiners conduct a hearing on this Complaint provided by statute and that the Nevada State Board of Medical Examiners after such hearing take such action as may be deemed just and proper pursuant to Nevada Revised Statutes.

FURTHERMORE, the Investigative Committee of the Nevada State Board of Medical Examiners prays that the Nevada State Board of Medical Examiners should and does hereby request and affirmatively find that the public health, safety and welfare imperatively require emergency action and that Respondent's license to practice medicine in the State of Nevada be suspended pending the hearing on this Complaint.

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1 DATED this 20<sup>th</sup> day of November, 2002.

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3 INVESTIGATIVE COMMITTEE OF THE NEVADA  
4 STATE BOARD OF MEDICAL EXAMINERS

5 By: Paul A. Stewart MD  
6 PAUL A. STEWART, M. D.  
7 Chairman

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VERIFICATION

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STATE OF NEVADA        )  
                                  : ss.  
COUNTY OF CLARK        )

PAUL A. STEWART, M.D., under penalties of perjury, being first duly sworn,  
deposes and says:

That he is the Chairman of the Investigative Committee of the Nevada State  
Board of Medical Examiners; that he has read the foregoing Complaint and knows the  
contents thereof; that the same is true of his own knowledge, except as to those matters  
therein contained stated upon information and belief, and as to those matters he  
believes them to be true.

Paul A. Stewart, MD  
PAUL A. STEWART, M.D.