

For Public

Before the Board of Medical Examiners of the State of Nevada

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In The Matter of The Complaint

Complaint Against

ADEKUNDLE AJAYI, M.D.,

Respondent.

Case No. 08-28519-1
NO. _____

FILED 5 May 2008

Alan A. Clark
EXECUTIVE DIRECTOR

COMPLAINT

The Investigative Committee of the Board of Medical Examiners of the State of Nevada, composed of Sohail U. Anjum, M.D., Chairman, and S. Daniel McBride, M.D., Member, by and through Edward O. Cousineau, Deputy General Counsel for the Nevada State Board of Medical Examiners, having a reasonable basis to believe that Adekunle Ajayi, M.D., hereinafter referred to as "Respondent", has violated the provisions of NRS Chapter 630, hereby issues its formal Complaint, stating the Investigative Committee's charges and allegations, as follows:

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

2. Patient A, a forty-five-year-old female, whose true identity is not disclosed to protect her privacy, but whose identity is disclosed in the Patient Designation served on Respondent along with a copy of this Complaint.

3. On May 7, 2005, Patient A presented to Montevista Hospital in Las Vegas after being placed on a seventy-two-hour hold for psychotic behavior consistent with a severe manic state. Patient A had a history of bipolar disorder and was paranoid and irritable at the time of her admission. Additionally, Patient A had threatened to commit suicide. Patient A indicated to hospital personnel that her psychiatrist was treating her with 900mg of lithium and 300mg of Seroquel daily. Patient A was seen by Respondent shortly after her admission and Respondent diagnosed her with bipolar type one

1 disorder and manic episode with psychosis. Additionally, Respondent ordered Patient A's lithium level,
2 to confirm her compliance with her medications. The following day, Patient A's lithium level was
3 reported as 1.0, with a therapeutic range being 0.6 to 1.3. Thereafter, Respondent ordered Patient A's
4 lithium dose to be increased to 1,800mg a day and her Seroquel dose to 600mg a day.

5 4. On May 9, 10, 11, 12, 2005, Patient A continued to exhibit manic, agitated, irritable
6 conduct and expressed various paranoid delusions, and as a result, Respondent ordered Patient A's
7 Seroquel dose to be increased to 800mg daily and that Patient A's increased lithium level treatment was
8 to continue as previous.

9 5. On May 13, 2005, Patient A refused a blood draw and that she had to be medicated with
10 Hadol, Benadryl and Ativan. The patient also refused a blood draw on May 14th, and remained manic,
11 irritable and paranoid according to Dr. Ajayi.

12 6. On May 16, 2005, Patient A was observed to be unsteady on her feet, as a result, the
13 patient's BUN, creatinine, lithium and Depakote levels were tested. The patient's lithium level was
14 found to be at 2.9, well above 0.6 to 1.3, which is considered to be the therapeutic range. Thereafter,
15 Respondent ordered Patient A's lithium administration ceased and that Patient A's lithium level be
16 retested the following day.

17 7. On May 17, 2005, Patient A was noted to be confused with slurred speech and an
18 unsteady gait, which was again attributed to lithium toxicity. The patient's BUN, creatinine, lithium
19 and Depakote levels were again tested. Respondent went on vacation that same day and that the
20 patient's lithium levels were unavailable before his departure. Respondent arranged for Patient A to be
21 monitored by another practitioner.

22 8. On May 18, 2007, Patient A was transferred to an intensive care facility at the
23 recommend of the new practitioner. It was there determined that Patient A was suffering from renal and
24 respiratory failure due to lithium toxicity.

25 9. NRS 630.301(4) provides that it is grounds for initiating disciplinary action if a licensee
26 commits an act of malpractice. NAC 630.040, for the purposes of Chapter 630 of the NRS, defines
27 "malpractice" as the failure of a physician, in treating a patient, to use the reasonable care, skill, or
28 knowledge ordinarily used under similar circumstances.

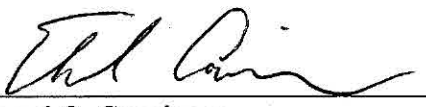
1 10. In treating Patient A, the Respondent failed to use the reasonable care, skill, or
2 knowledge that would normally be used in similar circumstances, when Respondent initially increased
3 Patient A's lithium dosage in such an acute manner, and thereafter, failed to properly supervise and
4 manage Patient A's lithium treatment course.

5 11. By reason of the foregoing, the Respondent violated NRS 630.301(4), and is subject to
6 discipline as provided by NRS 630.352.

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

11 DATED this 5th day of May, 2008.

12
13 INVESTIGATIVE COMMITTEE OF
14 THE NEVADA STATE BOARD OF MEDICAL EXAMINERS

15 By: 
16 Edward O. Cousineau
17 Attorney for the Investigative Committee of the
18 Nevada State Board of Medical Examiners
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1 VERIFICATION


2 STATE OF NEVADA)

3 : ss.

4 COUNTY OF CLARK)

5 Sohail U. Anjum, M.D., having been duly sworn, hereby deposes and states under penalty of
6 perjury that he is the Chairman of the Investigative Committee of the Nevada State Board of Medical
7 Examiners that authorized the complaint against the Respondent herein; that he has read the foregoing
8 Complaint; and that based upon information discovered in the course of the investigation into a
9 complaint against Respondent, he believes that the allegations and charges in the foregoing Complaint
10 against Respondent are true, accurate, and correct.

11 Dated this 5th day of May, 2008.

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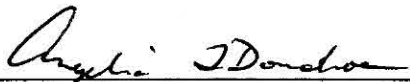
14 Sohail U. Anjum, M. D.
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1 **CERTIFICATE OF MAILING**

2 I hereby certify that I am employed by Nevada State Board of Medical Examiners and
3 that on the 5th day of May 2008, I served a file copy of the COMPLAINT, PATIENT
4 DESIGNATION, NOTICE OF PRE-HEARING CONFERENCE & HEARING, along with copy
5 of appointment letter, by mailing via USPS certified return receipt to the following:

6 Adekundle Ajayi, M.D.
7 6115 West Harmon Ave., # 40
8 Las Vegas, NV 89103

9 Dated this 5th day of May 2008.

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12 Angelia Donohoe
13 Legal Assistant
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1 **BEFORE THE BOARD OF MEDICAL EXAMINERS**
2 **OF THE STATE OF NEVADA**

3 * * * * *

4 **In The Matter of Charges and**

Case No. 08-28519-1

5 **Complaint Against**

6 **ADEKUNLE AJAYI, M.D.,**

FILED

AUG 24 2009

7 **Respondent.**

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

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
12 of Medical Examiners, hereinafter "Board", on Friday, August 7, 2009, at the Board's offices
13 located at 1105 Terminal Way, Suite 301, Reno, Nevada, 89502, on the Complaint filed herein
14 against Respondent Adekunle Ajayi, M.D., hereinafter "Respondent."

15 The members of the Board participating in the decision were: Charles N. Held, M.D.,
16 Renee West, Jean Stoess, M.A., Van V. Heffner, and Javaid Anwar, M.D., who was present
17 telephonically. Beverly Neyland, M.D. was absent and thus did not participate in the
18 adjudication of the matter. All other remaining members of the Board, being members of the
19 Investigative Committee that issued the complaint in this matter, were excused from participating
20 and took no part in the proceedings of the Board. Keith D. Marcher, Senior Deputy Attorney
21 General, acted as legal counsel to the Board.

22 The Board having received and read the complaint and exhibits admitted in the matter, as
23 well as the Synopsis of Record prepared by the hearing officer who presided over the hearing and
24 the transcript of the hearing, proceeded to make a decision pursuant to the provisions of
25 NRS chapters 233B and 630.

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:

1 **FINDINGS OF FACT**

2 **I.**

3 Respondent held a license to practice medicine in the State of Nevada at all relevant
4 times.

5 **II.**

6 On May 5, 2008, the Investigative Committee filed the Complaint in this matter alleging a
7 violation of Chapter 630 of the Nevada Revised Statutes.

8 **III.**

9 On March 25, 2009, a hearing was held before an appointed hearing officer on the
10 allegation contained within the Complaint. Respondent was present and represented by counsel,
11 Michael Shannon, Esq. The Investigative Committee was represented by Edward Cousineau,
12 General Counsel for the Board.

13 **IV.**

14 On May 7, 2005, Patient A, a forty-five-year-old female, presented to Montevista
15 Hospital in Las Vegas after being placed on a seventy-two-hour-hold for psychotic behavior.
16 Patient A was seen by Respondent shortly after her admission and Respondent diagnosed her
17 with bipolar type one disorder and manic episode with psychosis. Respondent ordered Patient
18 A's lithium level, to confirm her compliance with her medications. The following day, Patient
19 A's lithium level was reported as 1.0, with a therapeutic range being 0.6 to 1.3. Thereafter,
20 Respondent ordered Patient A's lithium dose to be increased to 1,800mg a day and her Seroquel
21 dose to 600mg a day.

22 On May 9, 10, 11, 12, 2005, Patient A continued to exhibit manic, agitated, irritable
23 conduct and expressed various paranoid delusions, and as a result, Respondent ordered Patient
24 A's Seroquel dose to be increased to 800mg daily and that Patient A's increased lithium level
25 treatment was to continue as previous.

26 On May 16, 2005, Patient A was observed to be unsteady on her feet, as a result, the
27 patient's BUN, creatinine, lithium and Depakote levels were tested. The patient's lithium level
28 was found to be at 2.9, well above 0.6 to 1.3, which is considered to be the therapeutic range.

1 Thereafter, Respondent ordered Patient A's lithium administration ceased and that Patient A's
2 lithium level be retested the following day.

3 On May 17, 2005, Patient A was noted to be confused with slurred speech and an
4 unsteady gait, which was again attributed to lithium toxicity. The patient's BUN, creatinine,
5 lithium and Depakote levels were again tested.

6 On May 18, 2007, Patient A was transferred to an intensive care facility. It was there
7 determined that Patient A was suffering from renal and respiratory failure due to lithium toxicity.

8 **V.**

9 The Board finds by a preponderance of the evidence that Respondent violated NRS
10 630.301(4) and committed malpractice as defined in NAC 630.040 when he initially increased
11 Patient A's lithium dosage in such an acute manner, and thereafter, failed to properly supervise
12 and manage Patient A's lithium treatment course.

13 **VI.**

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

16 **CONCLUSIONS OF LAW**

17 **I.**

18 The Board has jurisdiction over Respondent.

19 **II.**

20 Respondent was properly served with notice of the hearing via certified mail at the
21 address on file with the Board pursuant to NRS and NAC chapters 630 and NRS chapter 233B.

22 **III.**

23 The Board concludes that that Respondent has violated NRS 630.301(4) as described
24 above and accordingly is subject to discipline pursuant to NRS 630.352.

25 **IV.**

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

28 ///

1 ORDER

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

4 IT IS HEREBY ORDERED that:

- 5 1. Respondent shall be issued a public reprimand.
- 6 2. Respondent shall reimburse the Board the reasonable costs and expenses incurred in
7 the investigation and prosecution of this case in the amount of \$12,978.97 within sixty (60) days of
8 the date of the filing of this Order.

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10 Dated this 24th day of August, 2009.

11 NEVADA STATE BOARD OF MEDICAL EXAMINERS

12 

13 Charles N. Held, M.D., President
14 Nevada State Board of Medical Examiners

15 Submitted by:
16 CATHERINE CORTEZ MASTO
17 Attorney General

18 By: 
19 KEITH D. MARCHER
20 Senior Deputy Attorney General
21 100 North Carson Street
22 Carson City, Nevada 89701
23 Attorney for Nevada State Board of Medical Examiners
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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 Adekunle Ajayi, M.D., Case no. 08-28519-1.

I further certify that Charles N. Held, M.D., 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 Charles N. Held, M.D.

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



RENEE WEST
Secretary-Treasurer
Nevada State Board of Medical Examiners



Nevada State

Board of Medical Examiners

Translate our Site



**Attention MDs: In-Office
Surgery/Procedure Reporting Forms for
2011-2012 Must Be Submitted Prior to
Renewing Your License in 2013. Click
Here for Instructions and Forms...**

► [Licensee Lookup](#)

Monday February 4th 2013

Page Last Updated: 12/05/12 04:43:25 PM

Ajayi, Adekundle, M.D.
License #10724

05/11/2011

Dr. Ajayi completed the terms of the Findings of Fact, Conclusions of Law and Order filed August 24, 2009.

08/24/2009

The Board found that Dr. Ajayi violated NRS 630.301(4) and ordered that Dr. Ajayi be publicly reprimanded and shall reimburse the Board the reasonable costs and expenses incurred in the investigation and prosecution of the case in the amount of \$12,978.97 within 60 days.

05/05/2008

A complaint was filed against Adekundle Ajayi, M.D., charging him with a violation of NRS 630.301(4), for failing to use the reasonable knowledge, skill and expertise ordinarily used in similar circumstances when he initially increased the patient's lithium dosage and failed to properly supervise and manage the patient's lithium treatment course.

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Upcoming Meetings

Next Quarterly Board Meeting:

March 8, 2013

Agenda will be posted by
February 25, 2013

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[Calendar of Events](#)

Community Outreach Program

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Nevada Medicaid EHR Incentive Program

[Click here for information on the
Nevada Department of Health
and Human Services, Division of
Health Care Financing and Policy's
Provider Incentive Program for
Electronic Health Records \(EHRs\).](#)

Safe Injection Practices Coalition



Nevada State Board of Medical Examiners

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