

**COMP**

Peter C. Wetherall, Esq.  
Nevada Bar No. 4414  
WHITE & WETHERALL, LLP  
9345 West Sunset Road, Suite 100  
Las Vegas, NV 89148  
(702) 838-8500  
(702) 837-5081 Fax  
[pwetherall@whiteandwetherall.com](mailto:pwetherall@whiteandwetherall.com)

Kay L. Van Wey, Esq.  
Texas Bar No. 20461950  
VAN WEY & JOHNSON, LLP  
3100 Monticello Avenue, Suite 500  
Dallas, Texas 75205  
(214) 265-7600  
(214) 265-7626 Fax  
[kvanwey@vanweyjohnson.com](mailto:kvanwey@vanweyjohnson.com)

Attorneys for Plaintiffs

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

\*\*\*\*\*

RENEE A. KULON, Individually as Mother  
and Heir and as Special Administrator on  
behalf of the Estate of STACI ANNE VOYDA,  
Deceased; and STEVEN VOYDA, Individually  
as Father and Heir of STACI ANNE VOYDA,

Plaintiffs,

vs.

KEVIN RAY BUCKWALTER, M.D.,  
Individually; KEVIN BUCKWALTER, M.D.,  
LTD., a Nevada Corporation, and DOES 1-10,  
inclusive

Defendants.

FILED

APR 24 5 19 PM '09

*E. J. [Signature]*  
CLERK OF DISTRICT COURT

Case No.:

Dept. No.:

Arbitration Exemption Requested:  
Medical Negligence Pursuant to  
NRS 41.A *et seq*

**COMPLAINT**

A09  
A588775-C  
XXV

1 Plaintiffs, RENEE A. KULON, Individually as an heir, and as Special Administrator for the  
2 Estate of STACI ANNE VOYDA, deceased, and STEVEN VOYDA, Individually as an heir of  
3 STACI ANNE VOYDA, by and through their attorneys, Peter C. Wetherall, Esq., of White &  
4 Wetherall, LLP and Kay L. Van Wey, Esq., of Van Wey & Johnson, LLP, hereby aver and allege in  
5 support of their Complaint against Defendants as follows:

6 **JURISDICTION AND VENUE**

7 1. At all relevant times, Decedent Staci Anne Voyda (Staci Voyda and/or Decedent)  
8 was an adult, competent resident of Clark County, Nevada, and the natural daughter of Renee A.  
9 Kulon.

10 2. At all relevant times, Plaintiff Renee A. Kulon (Renee Kulon) was an adult,  
11 competent resident of Clark County, Nevada, and the natural mother of Staci Anne Voyda,  
12 Deceased (Staci Voyda). She sues in her individual capacity as an heir, and as Special  
13 Administrator of the Estate of Stacy Voyda (appointment pending).

14 3. At all relevant times, Plaintiff Steven Voyda was an adult, competent resident of  
15 Maricopa County, Arizona, and the natural father of Decedent Staci Voyda.

16 4. At all relevant times, Defendant Kevin Ray Buckwalter, M.D. (Buckwalter) was a  
17 Nevada-licensed provider of health care as defined by NRS 41A.013 and NRS 41A.017, who  
18 conducted business as Kevin Buckwalter, M.D., Ltd., practiced medicine in Clark County, Nevada,  
19 and held himself out as a competent physician. Kevin Buckwalter, M.D., Ltd. is a domestic  
20 professional corporation incorporated in the State of Nevada.

21 5. At all relevant times, Defendant DOES 1-10 were persons, corporations,  
22 partnerships, physicians, nurses, or health insurance entities whose negligence (and/or medical  
23 malpractice) contributed to causing injury and suffering to Plaintiffs' Decedent, by acquiescing or  
24 participating in the tortious acts described herein with constructive or actual knowledge of the harm

being done to Plaintiffs' Decedent, by aiding and abetting Dr. Buckwalter's improper prescribing to Plaintiffs' Decedent, by negligently filling Dr. Buckwalter's prescriptions for Plaintiffs' Decedent, by negligently directing Plaintiffs' Decedent to treat with Dr. Buckwalter as a condition of payment of health insurance benefits, or whose relationship to the other Defendants makes them liable under an agency or *respondeat superior* theory, but whose identities are as yet unknown. Plaintiffs shall seek leave to amend the Complaint upon identification of said DOES 1 - 10.

6. Each and every act which gives rise to this Complaint occurred in Clark County, Nevada.

### STATEMENT OF FACTS

7. Staci Voyda was a young woman who had struggled with prescription narcotic addiction. On February 23, 2007, she decided to seek help by seeing a doctor. She specifically decided to go see Dr. Kevin Buckwalter about her addiction to the powerful and frequently abused narcotic pain reliever Oxycontin. Although Dr. Buckwalter's medical records are silent about Staci's struggles with addiction, he wrote her prescriptions for 90 Methadone and 120 Clonazepam, and authorized their refill on March 24, 2007. Methadone is a narcotic which can be prescribed for pain or to reduce withdrawal symptoms for patients who are addicted to other narcotics. Dr. Buckwalter saw Staci again on March 27, 2007, and at that time he prescribed 120 Xanax and 150 Methadone. Xanax is a highly addictive anti-anxiety drug which is known to be one of the most abused drugs in America. Dr. Buckwalter changed her prescription from Clonazepam, another anti-anxiety drug to Xanax because Stacy asked for it. He issued her a prescription for Xanax 2 mg, which is the highest dose available and wrote the prescription for 120 tablets, a startling number especially given her history of prescription drug addiction. Again on April 25, 2007, Dr. Buckwalter issued Staci prescriptions for 120 tablets of Xanax, and on May 25, 2007, another 60 Methadone and 120 Xanax.

1           8.       Over the course of Staci Voyda's treatment with Dr. Buckwalter, she continued to  
2 struggle with her attempts to break free of her addiction to the prescription narcotics, but her path  
3 kept leading back to Kevin Buckwalter, M.D. As Dr. Buckwalter continued to prescribe escalating  
4 doses of narcotics which, under the circumstances, were life threatening for Staci.

5           9.       On June 2, 2007 Dr. Buckwalter wrote her another prescription for 120 Xanax and 60  
6 Methadone and wrote another prescription for an additional 120 Xanax on June 10, 2007 (8 days  
7 later). Meanwhile, on June 8, 2007 Staci inadvertently overdosed on the Methadone that Dr.  
8 Buckwalter had prescribed along with alcohol. Even to the observation of the emergency room  
9 physician based on a one time encounter with Staci, concluded that she was apparently abusing the  
10 Xanax Dr. Buckwalter was prescribing for her and further concluded that she was at high risk for  
11 another accidental overdose. Regardless, on June 21, 2007 Dr. Buckwalter wrote her a prescription  
12 for 100 tablets of hydrocodone, a highly addictive and frequently abused prescription pain  
13 medication.

14           10.     As Staci went on a steady decline, Dr. Buckwalter continued prescribing staggering  
15 amounts of controlled substances. In July and August of 2007, she was provided a total of 480  
16 Xanax as well as 100 hydrocodone. On September 7, 2007 he prescribed 120 tablets of  
17 hydrocodone and then on September 14, 2007 he wrote a prescription for 120 tablets of Xanax. In  
18 October, she was provided 120 Xanax and another 120 in November of 2007. In December of  
19 2007, she received an additional 120 Xanax as well as 180 hydrocodone. She received another 240  
20 Xanax in January of 2008 as well as 180 hydrocodone. In March 2008, she received 240 Xanax ,  
21 plus an additional 95 Xanax and 180 hydrocodone. On April 15, 2008, Dr. Buckwalter provided  
22 her prescriptions for 120 Xanax and 180 hydrocodone. On May 13, 2008 she filled his prescriptions  
23 for 120 Xanax and another 180 hydrocodone. On June 12, 2008, she received another 120 Xanax  
24 and another 180 hydrocodone. Predictably, on July 25, 2008 she received another 120 Xanax and

1 180 hydrocodone. Remarkably, on July 29, 2008 Dr. Buckwalter gave her a prescription for 70  
2 oxycodone, which is one of the primary ingredients in the drug Oxycontin to which she had been  
3 addicted. He issued additional prescriptions for oxycodone, a total of 360 tablets in August. Staci  
4 gradually lost all hope of ever beating her addiction problems. She spiraled tragically downhill and  
5 was unable to exercise clear judgment. On August 26, 2008 while under the influence of the drugs  
6 Dr. Buckwalter provided her, she inflicted a fatal gunshot to her head. She was only 21 years old at  
7 the time of her death.

8 11. The tragic circumstances leading to Staci Voyda's death were part of a pattern and  
9 practice of Dr. Buckwalter which involved the unnecessary and inappropriate prescription of  
10 controlled substances.

11 12. Dr. Buckwalter described his medical practice as basically that of common diseases,  
12 ranging from diabetes to the common cold, flus, and small injuries. Despite having no known  
13 training or experience in the medical specialty of pain management, Dr. Buckwalter treated  
14 numerous patients, including Staci Voyda with large quantities and combinations of controlled  
15 substances. In many cases, Dr. Buckwalter did not adequately assess the patient's legitimate medical  
16 need for the controlled substance, the potential toxic interaction of the drugs he prescribed or the  
17 effect of the long term prescription of the controlled substances on the patient. Tragically, several of  
18 Dr. Buckwalter's patients unintentionally overdosed and died as a result of his reckless provision of  
19 the potentially lethal drugs.

20 13. Dr. Buckwalter routinely failed to maintain adequate medical records of his patients  
21 and willfully destroyed and altered the scant medical records he did maintain, thereby concealing his  
22 negligence from his patients and those who might endeavor to stop his dangerous prescribing  
23 practices. By way of example, Dr. Buckwalter's practice was to not keep a record the individual  
24

1 prescriptions he wrote for his patients, because according to him, he had a routine about the amount  
2 of medications that he wrote.

3 14. Dr. Buckwalter contributed to the growing epidemic of prescription drug abuse in  
4 this country. Dr. Buckwalter knew that many of the patients who he provided controlled substances  
5 to were suffering from emotional problems, prior or ongoing addiction problems, and in some cases  
6 that they lacked the judgment to make decisions about what was in their own best interest. These  
7 patients relied on Dr. Buckwalter to uphold his Hippocratic oath of "Physician Do No Harm." In  
8 sum, they trusted him. Rather than trying to heal his patients, Dr. Buckwalter became little more  
9 than a drug dealer in a white lab coat.

10 **FIRST CAUSE OF ACTION**

11 **MEDICAL NEGLIGENCE/WRONGFUL DEATH AGAINST DEFENDANTS KEVIN RAY**  
12 **BUCKWALTER, M.D. and KEVIN BUCKWALTER, M.D., LTD.**

13 15. Plaintiffs repeat, re-allege and hereby incorporate each and every allegation  
14 contained in the previous paragraphs as though fully set forth herein.

15 16. A physician/patient relationship was formed between Staci Voyda, deceased, and  
16 Defendants Kevin Buckwalter, M.D., Individually and d/b/a Kevin Buckwalter, M.D., Ltd., by  
17 virtue of medical treatment rendered to Staci Voyda. It was the duty of Defendant Buckwalter to  
18 exercise that degree of care and skill in providing medical care to Staci Voyda as is ordinarily  
19 exercised by reasonably skilled practitioners of the medical arts and sciences under the same or  
20 similar circumstances. Defendant Buckwalter negligently and carelessly committed one or more  
21 wrongful acts and omissions. Plaintiffs would show that at the times and on the occasions  
22 complained of, Defendant Buckwalter was negligent, and such negligence proximately caused  
23 damages and injuries to Decedent, Staci Voyda in the following particulars:

24 A. Failing to properly evaluate, assess, diagnose and treat Decedent Staci  
Voyda's individual medical conditions;

- B. Prescribing unnecessary or inappropriate medications;
- C. Failing to keep adequate records of the medications prescribed;
- D. Prescribing controlled substances without a valid medical purpose;
- E. Failing to provide critical information about the risks and hazards inherent in the prescriptions, which could have influenced a reasonable person in making a decision about whether to take such medication(s);
- F. Failing to adequately assess and treat Staci Voyda's complaints;
- G. Failing to appropriately treat the signs and symptoms of Staci Voyda associated with the risks and hazards of taking the prescription drugs;
- H. Failing to act as a reasonable and prudent physician would have under the same or similar circumstances; and
- I. Failing to comply with the applicable standard of care as it related to his care and treatment of Staci Voyda.

17. Each of these acts and omissions, singularly or in combination with others, constitute negligence which proximately caused the occurrences made the basis of Plaintiffs' action and the injuries and damages to Staci Voyda.

18. At all relevant times, Dr. Buckwalter owed a duty of reasonable and prudent care to Staci Voyda. That duty included, but was not limited to the addressing of all urgent and potentially life-threatening conditions at the time Stacy presented with the symptoms and complaints.

19. As confirmed by the Declaration of Plaintiffs' expert, Andrea M. Trescot, M.D., attached as Exhibit 1 hereto (incorporated by reference as though fully set forth herein), Defendant Dr. Buckwalter was directly responsible for the patient's continued and escalating addiction to opioids and benzodiazopams; he continued to prescribe these addictive and depressive medicines despite multiple warning signs, including hospitalization for overdose. The patient was open and upfront with the hospital personnel regarding her addiction, but Dr. Buckwalter did not change his

1 practice or curb his poor prescribing techniques, despite having received a written and oral  
2 confirmation of the overdose. Upon information and belief, Dr. Buckwalter did not ask the patient  
3 about her use of opioids, but rather functioned as a legalized drug dealer, apparently giving the  
4 patient anything she asked for.

5 20. Dr. Buckwalter breached the requisite standard of care by failing to take an adequate  
6 history, failing to keep adequate records of the medications prescribed, failing to acknowledge and  
7 properly treat Staci Voyda's complaints, failing to perform an adequate physical exam, failing to  
8 monitor the effects of the medications prescribed, and failing to tailor the medications for the  
9 individual patient, all in violation of the reasonable standard of care.

10 21. It was highly foreseeable that the prescription of a massive amount of opiates to Staci  
11 Voyda would attribute to Staci's drug addiction and that failing to properly treat Staci Voyda could  
12 lead to additional complications, thoughts of suicide, and death. Dr. Buckwalter's acts and  
13 omissions were a blatant disregard for the safety of his patient. Had Dr. Buckwalter followed the  
14 standard of care set out above, in all probability Staci Voyda would not have died.

15 22. Upon information and belief Dr. Buckwalter has concealed his acts and omissions  
16 through failing to maintain accurate and complete medical records relating to prescribing controlled  
17 substances for his patients, making incomplete notations in the patient's medical records regarding  
18 their care and treatment, and alteration of patient records.

19 23. Further, Dr. Buckwalter's prescribing of controlled substances deviated from the  
20 guidelines set forth in the Model Guidelines for the Use of Controlled Substances for the Treatment  
21 of Pain. Dr. Buckwalter violated NAC 630.040, which defines malpractice as "the failure of a  
22 physician, in treating a patient, to use the reasonable care, skill, or knowledge ordinarily used under  
23 similar circumstances." Dr. Buckwalter violated 630.3062(1), the "failure to maintain timely,  
24 legible, accurate and complete medical records relating to the diagnosis, treatment and care of a



1 patient.” Upon information and belief Dr. Buckwalter violated NAC 630.230(1)(l), which is to  
2 “engage in the practice of writing prescriptions for controlled substances to treat acute pain or  
3 chronic pain in a manner that deviates from the guidelines set forth in the Model Guidelines for the  
4 Use of Controlled Substances for the Treatment of Pain.”

5 24. As a direct and proximate result of Defendant Buckwalter’s medical  
6 negligence/malpractice as herein alleged, Stacy Voyda was caused to incur severe and irreparable  
7 pain, injury, and prolonged suffering, resulting in her past medical expenses, conscious pain and  
8 suffering, loss of quality of life, and subsequent death.

9 25. Plaintiffs Renee Kulon and Steven Voyda are entitled as heirs of Decedent Stacy  
10 Voyda to the following damages: mental anguish damages for their grief and sorrow,  
11 companionship, society, comfort and consortium of the decedent in an amount in excess of  
12 \$10,000.00 each.

13 26. Plaintiff Renee Kulon, in her capacity as Special Administrator for the Estate of  
14 Stacy Voyda, is entitled to the following damages: medical expenses which the decedent incurred  
15 or sustained before her death, funeral and burial expenses; and any penalties, including, but not  
16 limited to, exemplary or punitive damages, that the decedent would have recovered if she had lived,  
17 in an amount in excess of \$10,000.00.

## 18 **SECOND CAUSE OF ACTION**

### 19 **DECEPTIVE TRADE PRACTICE – PER NRS 598/NRS 41.600**

20 27. Plaintiffs repeat, re-allege and hereby incorporate each and every allegation  
21 contained in the previous paragraphs as though fully set forth herein.

22 28. At all relevant times, Defendant Kevin Buckwalter, M.D. owned and operated a  
23 medical clinic and purported to provide general medical care to his patients. Dr. Buckwalter held  
24 himself out to the public as being dedicated to patient needs, providing proper medical care, and

being one of the area's top family doctors with award winning attention to family care. Further, Dr. Buckwalter attributed his self proclaimed success to his commitment to proper health care and real world experience in providing the best health care possible for his patients. Dr. Buckwalter's patterns and practices regarding the medical care provided to his patients (and lack thereof) did not remotely correlate with the practices and reputation he purported to maintain.

29. Upon information and belief Defendant Buckwalter routinely engaged in the practice of writing prescriptions for controlled substances to patients without properly performing physical examinations of the patients, without obtaining a complete patient medical history, without maintaining accurate and complete medical records pertaining to his patient's complaints, diagnosis, treatment, and/or prescribing of controlled substances to his patients. Further, Dr. Buckwalter routinely failed to properly monitor the amounts prescribed and/or use of controlled substances by his patients. The foregoing acts of Defendant in knowingly engaging in practices and procedures at his medical clinic which involved the prescribing of controlled substances to patients who did not possess a legitimate medical need for the substances and prescribing excessive doses of narcotics, and which created a foreseeable risk of overdose, life threatening medical risks and hazards, and/or death constitute malpractice, fraudulent concealment, and violations of the Deceptive Trade Practices Act. Eventually, as a result Defendant Buckwalter's habitual substandard practices and procedures, the Nevada State Board of Medical Examiners and Nevada State Board of Pharmacy suspended the controlled substances privileges and controlled substances registration of Defendant Buckwalter.

30. The foregoing acts of Defendant Buckwalter constitute violations of Nevada's Deceptive Trade Practices Act, as codified in NRS Chapter 598, in that Defendant:

- A. Knowingly made a false representation as to the characteristics, ingredients, uses, benefits, alterations or quantities of goods or services for sale or lease [NRS 598.0915(5)];

- B. Represented that goods or services for sale or lease were of a particular standard, quality or grade, or that such goods were of a particular style or model, where they knew or should have known that they were of another standard, quality, grade, style or model [NRS 598.0915(7)];
- C. Knowingly made other false representations in a transaction affecting Plaintiff Staci Voyda [NRS 598.0915(15)];
- D. Failed to disclose a material fact in connection with the sale or lease of goods or services [NRS 598.0923(2)].

31. As a direct and proximate result of Defendant's violation of Nevada's Deceptive Trade Practices Act as herein alleged, Plaintiffs suffered injury and death resulting in damages to her heirs and estate in an amount in excess of \$10,000.00 each.

32. Defendant's acts as described herein constitute oppression, fraud or malice (express or implied) as those terms are defined in NRS 42.005, warranting the imposition of punitive damages upon them as permitted under NRS 598.0977, for the sake of example and by way of punishing the Defendant.

33. Each Plaintiff herein has had to retain counsel and incur costs by reason of Defendants' tortious conduct alleged herein.

WHEREFORE, Plaintiffs pray for relief from this Court in the form of a Judgment in their favor and against Defendants, and each of them, for damages as follows:

1. For general and special damages in an amount in excess of \$10,000.00;
2. For costs of suit and reasonable attorney's fees; and
3. For punitive damages in an amount to be determined;

////

////

////

1 4. For such other and further relief as the Court may deem just and equitable under the  
2 circumstances.

3 DATED this 24<sup>th</sup> day of April, 2009.

4 WHITE & WETHERALL, LLP

5 by Peter C. Wetherall  
6 Peter C. Wetherall, Esq.  
7 Nevada Bar No. 4414  
8 WHITE & WETHERALL, LLP  
9 9345 West Sunset Road, Suite 100  
10 Las Vegas, NV 89148  
11 Ph. (702) 838-8500  
12 Fax (702) 837-5081  
13 [pwetherall@whiteandwetherall.com](mailto:pwetherall@whiteandwetherall.com)

14 VAN WEY & JOHNSON, L.L.P.

15 Kay L. Van Wey  
16 Texas Bar No. 20461950  
17 3100 Monticello Avenue, Suite 500  
18 Dallas, Texas 75205  
19 (214) 265-7600 Phone  
20 (214) 265-7626 Facsimile  
21 [kvanwey@vanweyjohnson.com](mailto:kvanwey@vanweyjohnson.com)

22 Attorneys for PLAINTIFFS  
23 RENEE A. KULON, Individually as Heir, and  
24 as Special Administrator for the Estate of  
STACI ANNE VOYDA, deceased, and  
STEVEN VOYDA, Individually as an Heir of  
STACI ANNE VOYDA

## **EXHIBIT 1**

## **EXHIBIT 1**

Andrea M. Trescot, MD  
3210 Fuhrman Ave E  
Seattle, WA 98102  
206 660-4596  
amt57@aol.com

April 22, 2009

**DECLARATION OF ANDREA M. TRESCOT PER NRS 53.045**

My name is Andrea M. Trescot, M.D. I am a licensed physician. I am currently a professor at the University of Washington School of Medicine in Seattle, Washington. My area of medical specialty is pain management. In light of my background, training and experience, I am qualified to render the opinions set forth in this declaration.

I have been asked to review the case of Staci Voyda and comment on the care provided to Ms. Voyda by Dr. Kevin Buckwalter. I have been asked to provide my opinions regarding the applicable standard of care, any violations of the standard of care, and any injuries and damages proximately resulting therefrom.

I am over the age of 18 years and competent to make this Declaration. All matters stated herein are within my personal knowledge and are true and correct, and if called upon to testify as a witness, I could and would do so competently under oath.

A true and correct copy of my C.V. is attached to this report. A summary of my professional qualifications follows. My undergraduate training was completed in 1978 at The University of Florida. I was awarded an M.D. degree by The Medical University of South Carolina in 1983. Thereafter, I completed an internship and residency in anesthesiology at the Naval Hospital in Bethesda, Maryland. In 1986 I completed a fellowship in pediatric anesthesiology at Children's Hospital National Medical Center.

From 1983 through 1991 I was an active duty Lt. Commander in the United States Navy. I have the following certifications: Diplomate American Board of Anesthesiology, Special Qualification in Critical Care; Special Qualification in Pain Management; Diplomate American Academy of Pain Management; Diplomate American Board of Pain Medicine; Fellow Interventional Pain Practice (World Institute of Pain); Diplomate, American Board of Interventional Pain Physicians, Competency certification in controlled substance management, Competency certification in coding, compliance, and practice management.

My professional affiliation history is listed below.

**Faculty Positions Held (2007-2009)**

4/07 - 7/08 Director, Pain Fellowship, anesthesia  
University of Florida, Gainesville, FL

04/29/2003 18:26 2142637626  
 4/07 - 11/08 Associate professor, Department of Anesthesia  
 University of Florida, Gainesville, FL  
 12/08-present Professor, Department of Anesthesia and Pain Medicine  
 University of Washington, Seattle, WA  
 3/09-present Director, Pain Fellowship, anesthesia  
 University of Washington, Seattle, WA

**Positions Held (1987-2007)**

1/87 - 1/91 Staff anesthesiologist, Director pain clinic, Director ICU  
 Naval Hospital, Jacksonville, FL  
 1/91 - 12/91 Director, pain clinic, White-Wilson Medical Center  
 Ft. Walton Beach, FL  
 12/91 - 2/94 Owner, North Florida Pain Institute  
 Gulf Breeze, FL  
 3/94 - 9/96 Partner, Blue Ridge Pain Institute  
 Staunton, VA  
 9/96 - 7/97 Joint venture, Pain Institute of Northeast Florida  
 Orange Park, FL  
 7/97 - 4/07 Owner, The Pain Center  
 Orange Park, FL

**Teaching Responsibilities:**

4/07 - 10/08 Director, Pain Fellowship, anesthesia  
 University of Florida, Gainesville, FL  
 12/08-present Professor, Dept of Anesthesia and Pain Medicine  
 University of Washington, Seattle, WA  
 3/09-present Director, Pain Fellowship, anesthesia and Pain Medicine  
 University of Washington, Seattle, WA

**Special National Responsibilities:**

6/07 - 6/08 President, American Society of Interventional Pain Physicians  
 6/06 - 6/07 President-elect, American Society of Interventional Pain  
 Physicians  
 6/05 - 6/06 Executive Vice President, American Society of Interventional  
 Pain Physicians  
 11/99 - 11/01 Treasurer, American Society of Interventional Pain Physicians  
*Inaugural officer*  
 11/01 - 6/07 Board of Directors, American Society of Interventional Pain  
 Physicians  
 8/03 - present Examiner, World Institute of Pain

My professional affiliation history is listed below.

**Faculty Positions Held (2007-2009)**

4/07 - 7/08 Director, Pain Fellowship, anesthesia  
 University of Florida, Gainesville, FL  
 4/07 - 11/08 Associate professor, Department of Anesthesia

04/24/2009 18:26 2142657626 VAN WET & JOHNSON

University of Florida, Gainesville, FL  
 12/08-present Professor, Department of Anesthesia and Pain Medicine  
 University of Washington, Seattle, WA  
 3/09-present Director, Pain Fellowship, anesthesia  
 University of Washington, Seattle, WA

**Positions Held (1987-2007)**

1/87 - 1/91 Staff anesthesiologist, Director pain clinic, Director ICU  
 Naval Hospital, Jacksonville, FL  
 1/91 - 12/91 Director, pain clinic, White-Wilson Medical Center  
 Ft. Walton Beach, FL  
 12/91 - 2/94 Owner, North Florida Pain Institute  
 Gulf Breeze, FL  
 3/94 - 9/96 Partner, Blue Ridge Pain Institute  
 Staunton, VA  
 9/96 - 7/97 Joint venture, Pain Institute of Northeast Florida  
 Orange Park, FL  
 7/97 - 4/07 Owner, The Pain Center  
 Orange Park, FL

**Teaching Responsibilities:**

4/07 - 10/08 Director, Pain Fellowship, anesthesia  
 University of Florida, Gainesville, FL  
 12/08-present Professor, Dept of Anesthesia and Pain Medicine  
 University of Washington, Seattle, WA  
 3/09-present Director, Pain Fellowship, anesthesia and Pain Medicine  
 University of Washington, Seattle, WA

**Special National Responsibilities:**

6/07 - 6/08 President, American Society of Interventional Pain Physicians  
 6/06 - 6/07 President-elect, American Society of Interventional Pain  
 Physicians  
 6/05 - 6/06 Executive Vice President, American Society of Interventional Pain  
 Physicians  
 11/99 - 11/01 Treasurer, American Society of Interventional Pain Physicians  
 Inaugural officer  
 11/01 - 6/07 Board of Directors, American Society of Interventional Pain  
 Physicians  
 8/03 - present Examiner, World Institute of Pain

I have published or co-published over three dozen articles on medical subjects ranging in topic from management of chronic pain to diagnostic spinal endoscopy. The primary focus of my medical practice has been as a researcher, clinician, and instructor in pain management. I am licensed in the states of Florida and Washington to practice medicine. I have an active medical practice and have been practicing continuously since 1983. My license to practice medicine has never been suspended, revoked or modified. I



have voluntarily given up my active medical licenses in states in which I no longer practice. I have lectured and instructed medical students, residents, and physicians on a multitude of occasions, both nationally and internationally, regarding pain management and related topics.

As a result of my training, education, and over two decades of experience as a pain management specialist, I have become knowledgeable regarding the standard of care for physicians dealing with patients who present with complaints similar to those of Ms. Voyda. I am aware of the applicable standards for evaluating, assessing, diagnosing, and treating patients like Ms. Voyda who present to a clinic seeking medical advice and treatment for pain. The opinions that I express in this report are based upon reasonable medical probability. The standard of care for a physician in this setting is a national standard and does not deviate from region to region within the United States. The standard of care for physicians dealing with patients in pain, such as Dr. Buckwalter, do not differ between board-certified and non-board-certified physicians, or their area of specialization. Any physician of any specialty who prescribes controlled substances needs to adhere to the same standard of care to minimize the danger to patients and provide competent medical care.

All physicians, regardless of their specialized training or particular field of practice are required to be familiar with the known side effects of the drugs they prescribe. In addition, all physicians, regardless of their specialized training or particular field of practice are required to be able to adequately assess a patient who may be experiencing a side effect of the medication they have prescribed and either treat the side effect or refer the patient to a specialist who is qualified to treat the side effect. The standard of care in prescribing controlled substances is treated universally in medical texts, journals, and authoritative treatises. The standard of care also requires any physician who prescribes controlled substances to be familiar with the manufacturer's instructions and to heed their warnings.

The materials that I have reviewed in connection with this case are the kinds of material customarily relied upon and utilized by physicians in arriving at medical opinions. In conjunction with this case I have reviewed the following medical records and information:

1. Dr. Buckwalter's medical records on Ms. Voyda
2. Pharmacy records
3. Hospital records
4. Coroner's report
5. Death certificate

I have been provided with the following definitions:

"Medical malpractice" defined. "Medical malpractice" means the failure of a physician, hospital or employee of a hospital, in rendering services, to use the reasonable care, skill or knowledge ordinarily used under similar circumstances. NRS 41A.009

04/24/2003 10:20 2142637026 VAN WET & JOHNSON PAGE 00700

**"Proximate Cause":** A proximate cause of injury, damage, loss, or harm is a cause which, in natural and continuous sequence, produces the injury, damage, loss, or harm, and without which the injury, damage, loss, or harm, would not have occurred. Nev. J.I. 4.04.

**"Legal Cause; Definition:"** A legal cause of injury, damage, loss, or harm is a cause which is a substantial factor in bringing about the injury, damage, loss, or harm. Nev. J.I. 4.04A.

A brief summary of pertinent facts as well as a chronology of events is as follows:

Ms. Voyda first presented to Dr. Buckwalter's office on 2/23/07. The patient's chief complaint is illegible [A--f, over yste], but Dr. Buckwalter's records show that her past medical history was "none"; I could not read her medications [Tess--e, B--tam], but she did not appear to be on opioids or benzodiazepams. The physical exam was also illegible, but consisted of single word entries. Dr. Buckwalter's impression was also illegible [chronic --, Amf], as was his plan [M-- --, Huper --].

Pharmacy records show that she had been receiving hydrocodone, Darvocet, and Tylenol #3 from a variety of doctors prior to seeing Dr. Buckwalter (28 tablets of Tylenol #3 on 6/3/03 from Ror Ti, 16 tablets of hydrocodone on 5/10/04 from Cox Na, 14 tablets of Darvocet on 7/31/04 from Ngu Kh, 12 tablets of hydrocodone on 5/26/05 from Ste Ma, 14 tablets of Tylenol #3 and 14 tablets of hydrocodone on 10/5/05 from Dil Jo, 14 tablets of hydrocodone on 10/10/05 from Khe Mi, 20 tablets of hydrocodone on 10/14/05 from Mox J, 20 tablet of hydrocodone on 8/23/06 from Kan He, 13 tablets of hydrocodone on 9/2/06 from Dou W, and 13 tablets of hydrocodone on 9/25/06 from Dou W.). On her initial visit (2/23/07), Dr. Buckwalter wrote for 90 methadone tablets and 120 clonazepam tablets, a huge and completely unjustified increase in her baseline medications. He refilled her clonazepam (#120 tablets) on 3/24/07.

He saw the patient again on 3/27/07; Ms. Voyda was asking to change her medications to Xanax (a shorter acting medication like clonazepam). The physical exam consisted of 2 or 3 letter evaluations that were illegible. His one word assessment was illegible, but his plan included stopping the Klonopin, starting instead Xanax 2mg (the highest dose available). He also ordered "blood work" without specific indications. The blood work was normal except for an elevated cholesterol. He wrote for #120 tablets of alprazolam (Xanax) as well as #150 tablets of methadone (1.5 times as many tablets as on her previous visit) on 3/27/07. On 4/25/07, Dr Buckwalter wrote for #120 tablets of alprazolam, and on 5/25/07 he wrote for #60 tablets of methadone and #120 tablets of alprazolam.

The next page was undated, and empty. The visit on 6/2/07 had as a chief complaint that she was being seen as a follow up from an ER visit because of a "kidney infection". At that time, her back exam showed "mild- [illegible] in flank, RLL"; the neuro exam showed "+ now", which makes no medical sense. The impression was "s/p

ER: pyelonephritis, s/p pelvic lap [illegible]. The plan was illegible other than "OCP". On that date, Dr. Buckwalter wrote for methadone and then wrote for #120 tablets of alprazolam on 6/10/07 and again #120 only 8 days later. He then wrote for #100 tablets of hydrocodone after that on 6/21/07. So in one month, Dr. Buckwalter wrote for #240 2mg tablets of an addictive benzodiazepam, 8 tablets per day. He wrote for another #120 tablets for alprazolam on 8/14/07.

Meanwhile, the patient was hospitalized on 6/9/07 with an accidental overdose, having been brought to the ER not breathing. She was taking methadone and alcohol recreationally, along with Oxycontin that she was getting off the street. She told the admitting physicians that Dr. Buckwalter had given her methadone to help get her off the Oxycontin (though that is not in any of his notes). Despite the overdose and the history of polydrug abuse, Dr. Buckwalter continued to write for highly addictive drugs in inappropriately high doses, and never referred her for addiction evaluation.

She was hospitalized the next week with pyelonephritis.

The next page is dated 8/29/07 (I think), for a "F/U" visit; physical exam is "no change", but the impression and plan are illegible. On 9/7/07, the patient was complaining of "vaginal pain"; Dr. Buckwalter apparently did a GU exam (though it was illegible, as was the impression). The plan was "s/p lap to remove A w/BC"; and he apparently referred her to "Dr. Flescher -gynec Seagrove". There was an illegible addendum and injection. On 9/7/07, Dr. Buckwalter wrote for #120 hydrocodone, and then on 9/14/07 another #120 tablets of alprazolam.

She wasn't seen again until 4/15/08, but Dr. Buckwalter continued to write inappropriately high doses of medications: #120 tablets of alprazolam on 10/17/08 and 11/13/08, #180 tablets of hydrocodone and #120 tablets of alprazolam on 12/10/08, #120 tablets of alprazolam on 1/5/08, #180 tablets of hydrocodone and #120 tablets of alprazolam on 1/17/08, followed by #120 tablets of alprazolam on 3/2/08 with an additional #25 tablets on 3/5/08. Six days later she received #20 tablets of diazepam and hydrocodone as well as #95 alprazolam and #180 hydrocodone tablets from Dr. Rob Ti. That is 100 alprazolam and 90 hydrocodone tablets per month in a patient who had only been taking intermittent medications.

At the 4/15/08 visit, she was seen for medication refills, and was noted to be recovering from mono. The physical exam was limited to one word on each line (illegible); the impression was "mono, URI, [illegible], chronic pelvic cysts", but the plan was illegible. He wrote for #120 tablets of alprazolam and #180 of hydrocodone on 5/13/08, again on 6/12/08, and again on 7/25/08.

Her last visit was 8/4/08, with a complaint of "F/U ER". The only exam was of the abdomen, which was illegible except: "+ mass". The impression was "s/p ER, ovarian cyst R, [illegible] pyelonephritis, [illegible]; the plan included "urine dip, F/U gynec, s/p U/S". There was apparently an injection, which was also illegible. Dr. Buckwalter wrote for #120 oxycodone tablets on 8/4/08, and again on 8/9/08; he also wrote for #120

alprazolam on 8/18/08. So in 5 days, Dr. Buckwalter wrote for #240 tablets of alprazolam, a powerful depressant, and #240 tablets of oxycodone, a more powerful opioid than the hydrocodone. She died on 8/26/08 of a self-inflicted gunshot to the head.

Dr. Buckwalter was directly responsible for the patient's continued and escalating addiction to opioids and benzodiazepams; he continued to prescribe these additive and depressive medicines despite multiple warning signs, including hospitalization for overdose. The patient was open and upfront with the hospital personnel regarding her addiction, but Dr. Buckwalter did not change his practice or curb his poor prescribing techniques, despite having received a written and oral confirmation of the overdose. Dr. Buckwalter did not apparently ask the patient about her use of opioids, and he functioned as a legalized drug dealer, apparently giving the patient anything she asked for.

The opinions that I have expressed in this report are based on those materials that I have reviewed to date. If I am provided with additional information, I reserve the right to revisit these opinions and modify them if the additional information requires such. This report contains a fair summary of my opinions, as they currently exist.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Executed this 24 day of April, 2009.

  
Andrea Trescot, M.D.

**CURRICULLUM VITAE**  
**Andrea M. Trescot, MD**

**Personal Data:**

Born: April 13, 1957 (New York, New York)  
Married: Husband, Harold Gear  
Children: Trescot Joseph (Joe) Gear (1989)  
Nicole (Nikki) Gear (1990)

**Education (1975-1983)**

8/75 – 5/78 University of Florida; BS (honors)  
6/79 – 5/83 Medical University of South Carolina; MD

**Postgraduate Training (1983-1986)**

7/83 – 6/84	Naval Hospital Bethesda	internship
7/84 – 6/86	Naval Hospital Bethesda	anesthesiology residency
7/86 – 12/86	Children's Hospital National Medical Center	fellowship (pediatric anesthesia)

**Military Service (1983-1991)**

7/79 Commissioned US Navy  
7/83 – 1/91 Active duty  
Rank: Lt. Commander  
Military decorations:  
US Navy Achievement Medal  
US Navy Marksmanship, .38 cal/.45 cal

**Faculty Positions Held (2007-2009)**

3/09 – present	Director, Pain Fellowship, anesthesia University of Washington Seattle, WA
12/08 – present	Professor, Department of Anesthesia and Pain Medicine University of Washington Seattle, WA
4/07 – 7/08	Director, Pain Fellowship, anesthesia University of Florida Gainesville, FL
4/07 – 11/08	Associate professor, Department of Anesthesia University of Florida Gainesville, FL

**Positions Held (1987-2007)**

7/97 – 4/07	Owner, The Pain Center Orange Park, FL
9/96 – 7/97	Joint venture, Pain Institute of Northeast Florida Orange Park, FL
3/94 – 9/96	Partner, Blue Ridge Pain Institute Staunton, VA
12/91 – 2/94	Owner, North Florida Pain Institute Gulf Breeze, FL
1/91 – 12/91	Director, pain clinic, White-Wilson Medical Center Ft. Walton Beach, FL

1/87 – 1/91      Staff anesthesiologist, Director pain clinic, Director ICU  
Naval Hospital Jacksonville  
Jacksonville, FL

**Honors**

2004      Outstanding service award, American Society of Interventional Pain Physicians  
1991      US Navy Achievement Medal

**Board certification**

10/88      Diplomate American Board of Anesthesiology:  
9/91      Special Qualification in Critical Care  
9/93, 1/04      Special Qualification in Pain Management  
11/92      Diplomate American Academy of Pain Management  
2/95      Diplomate American Board of Pain Medicine  
10/02      Fellow Interventional Pain Practice (World Institute of Pain)  
5/06      Diplomate, American Board of Interventional Pain Physicians  
1/06      Competency certification in controlled substance management  
1/06      Competency certification in coding, compliance, and practice management

**Medical Professional Licenses**

2008 to present      Washington state license  
1988 to present      Florida state license  
1985 to 1989      Maryland state license  
1999 to 2001      Georgia state license  
1994 to 1998      Virginia state license

**Professional Organizations:**

American Society of Interventional Pain Physicians (life member)  
Florida Society of Interventional Pain Physicians  
World Institute of Pain  
Florida Academy of Pain Medicine  
American Academy of Pain Medicine  
American Pain Society  
International Association for the Study of Pain  
American Association of Orthopedic Medicine  
Florida Medical Association  
Clay County Medical Society  
Duval County Medical Society

**Teaching Responsibilities:**

12/08 - present      Professor, Dept of Anesthesia and Pain Medicine  
University of Washington  
Seattle, WA  
3/09 – present      Director, Pain Fellowship, anesthesia  
University of Washington  
Seattle, WA  
4/07 – 10/08      Director, Pain Fellowship, anesthesia  
University of Florida  
Gainesville, FL

**Editorial Responsibilities:**

1999 - 2002 and      Editorial Advisory Board, Pain Physician (publication of

2006 - present      the American Society of Interventional Pain Physicians)

2007 - present      Associate Editor Pain Physician

**Special National Responsibilities:**

6/07 - 6/08      President, American Society of Interventional Pain Physicians  
6/06 - 6/07      President-elect, American Society of Interventional Pain Physicians  
6/05 - 6/06      Executive Vice President, American Society of Interventional Pain Physicians  
11/99 - 11/01      Treasurer, American Society of Interventional Pain Physicians  
                         *Inaugural officer*  
11/01 - 6/07      Board of Directors, American Society of Interventional Pain Physicians  
8/03 -- present      Examiner, World Institute of Pain

**Special Local Responsibilities**

7/02 - 7/06      President, Florida Society of Interventional Pain Physicians  
7/06 - present      Board of Directors, Florida Society of Interventional Pain Physicians  
7/01 - 7/02      President, Florida Academy of Pain Medicine  
7/00 - present      Board of Directors, Florida Academy of Pain Medicine  
10/03 - present      Florida Medical Association, Medicare Carrier Advisor representative  
1/03 - 6/07      Chairman, Pharmacy and Therapeutics Committee (Orange Park Medical Center)  
1994-1995      President, American Association of University Women (Staunton branch), Staunton, VA

**Research Funding**

None

## BIBLIOGRAPHY

Manuscripts in Refereed Journals:

1. Trescot AM: Headache management in an interventional pain practice. *Pain Physician* 3:197-200, 2000.
2. Manchikanti L, Trescot AM, et al: Interventional techniques in the management of chronic pain. *Pain Physician* 4: 24-94, 2001.
3. Manchikanti L, Trescot AM, et al: Evidence-based practice guidelines for interventional techniques in the management of chronic spinal pain. *Pain Physician* 6: 3-81, 2003.
4. Atluri S, Trescot AM et al: Guidelines for the use of controlled substances in the management of chronic pain. *Pain Physician* 6: 233-257, 2003.
5. Trescot AM: Cryoanalgesia in interventional pain management. *Pain Physician* 6: 345-360, 2003.
6. Trescot AM: Local Anesthetic "Resistance". *Pain Physician* 6: 291-293, 2003.
7. Boswell MV, Hansen HC, Trescot AM, Hirsch JA: Epidural steroids in the management of chronic spinal pain and radiculopathy. *Pain Physician* 6: 319-334, 2003.
8. Trescot AM: Diagnostic spinal endoscopy. *Seminars in Anesthesia, Perioperative Medicine, and Pain*. (invited review) Sept 2003; 186-196.
9. Trescot AM: Headache: Is it a migraine? Think again. *Techniques in Regional Anesthesia and Pain Management*. (invited review) Sept 2005; 68-72.
10. Trescot AM, Boswell MV, Atluri SL, Hansen HC, et al: Opioid guidelines in the management of chronic non-cancer pain. *Pain Physician* 9:1-40, 2006.
11. Trescot AM: Nonopioid pain medications. *J Florida Medical Association* 90(2):18-20, 2006.
12. Trescot AM: Opioid pharmacology. *J Florida Medical Association* 90(2):10-17, 2006.
13. Abdi S, Datta S, Trescot AM, et al: Epidural steroids in the management of chronic spinal pain: a systemic review of effectiveness and complications. *Pain Physician* 10(1):185-212, 2007.
14. Trescot AM, Chopra P, Abdi A, et al.: Systemic review of effectiveness and complications of adhesiolysis in the management of chronic spinal pain: an update. *Pain Physician* 10(1):129-146, 2007.
15. Datta S, Everett C, Trescot AM, et al: An updated systemic review of the diagnostic utility of selective nerve root blocks. *Pain Physician* 10(1):113-128, 2007.
16. Boswell MV, Trescot AM, Datta S, et al: Interventional techniques: evidence-based practice guidelines in the management of chronic spinal pain. *Pain Physician* 10(1):7-111, 2007.
17. Trescot AM, Helm S, Hansen H, Benyamin R, Glaser S, Adlaka R, Patel S, Manchikanti L. Opioids in the management of chronic non-cancer pain: an update of American Society of the Interventional Pain Physicians' (ASIPP) guidelines. *Pain Physician* 11:S5-62, 2008.
18. Trescot AM, Glaser SE, Hansen H, Benyamin R, Patel S, Manchikanti L. Effectiveness of opioids in the treatment of no-cancer pain. *Pain Physician* 11:S181-200, 2008.
19. Benyamin R, Trescot AM, Datta S, Buenaventura R, Adlaka R, Seghal N, Glaser SE, Vallejo R. Opioid complications and side effects. *Pain Physician* 11:S105-120, 2008.
20. Helm S, Trescot AM, Colson J, Seghal N, Silverman S. Opioid antagonists, partial agonists, and agonists/antagonists: the role of office-based detoxification. *Pain Physician* 11:S100-105, 2008.
21. Manchikanti L, Atluri S, Trescot AM, Giordano J. Monitoring opioids adherence in chronic pain patients: tools, techniques, and utility. *Pain Physician* 11:S155-180, 2008.
22. Trescot AM, Datta S, Lee M, Hansen H. Opioid pharmacology. *Pain Physician* 11:S133-153, 2008.
23. Manchikanti L, Singh V, Derby R, Helm S, Trescot AM, Staats PS, Prager JP, Hirsh JA. Review of occupational medicine practice guidelines for interventional pain management and potential implications. *Pain Physician* 11(3):271-289, 2008.
24. Manchikanti L, Singh V, Helm S, Trescot AM, Hirsch JA. A critical appraisal of 2007 American College of Occupational and Environmental Medicine (ACOEM) practice



guidelines for interventional pain management: an independent review utilizing AGREE, AMA, IOM, and other criteria. *Pain Physician* 11(3):291-310, 2008.

25. Racz GB, Heavner JF, Trescot AM. Percutaneous lysis of adhesions – evidence for safety and efficacy. *Pain Practice* 8(4):277-286, 2008

#### **Book Chapters:**

26. Saberski L, Trescot AM, Klein D: Cryoneurolysis. In Waldman SD, Winnie AP (ed.): Interventional Pain Management, W.B. Saunders, Orlando, FL 1996
27. Trescot AM, Noback CR: Cryoanalgesia in low back pain. In Manchikanti L, Fellows B, Shipman C (ed.): Low Back Pain Diagnosis and Treatment, Amer Soc Interventional Pain Physicians Press, Paducah, KY 2002
28. Trescot AM, Hansen HC: Chapter 5 - Documentation for hospital outpatient department. In Manchikanti L (ed.): Principles of Documentation, Billing, Coding, & Practice Management, Amer Soc Interventional Pain Physicians Publishing, Paducah, KY 2005 pp. 27-30
29. Trescot AM, Hansen HC: Chapter 4 - Documentation in an interventional pain management office. In Manchikanti L (ed.): Principles of Documentation, Billing, Coding, & Practice Management, Amer Soc Interventional Pain Physicians Publishing, Paducah, KY 2005 pp. 21-26
30. Trescot AM: Chapter 72 - Cryoanalgesia. In Boswell M (ed.): Weiner's Pain Management: A Practical Guide for Clinicians 7<sup>th</sup> edition. CRC Press, Taylor and Francis Group, Boca Raton, FL 2006 pp.1057-1077
31. Manchikanti L, Trescot AM, et al: Chapter 57 - Evidence-based practice guidelines for interventional techniques in the management of chronic spinal pain. In Boswell M (ed.): Weiner's Pain Management: A Practical Guide for Clinicians 7<sup>th</sup> edition. CRC Press, Taylor and Francis Group, Boca Raton, FL 2006. pp.847-878
32. Trescot AM: Chapter 15 - General Principles of Radiofrequency. In Manchikanti L and Singh V (ed): Interventional Pain Techniques in Chronic Spinal Pain, Amer Soc Interventional Pain Physicians Publishing, Paducah, KY 2007 pp. 221-226
33. Trescot AM, Hansen HC: Chapter 21 - Atlanto-Occipital and Atlanto-Axial Interventions. In Manchikanti L and Singh V (ed): Interventional Pain Techniques in Chronic Spinal Pain, Amer Soc Interventional Pain Physicians Publishing, Paducah, KY 2007pp.321-330
34. Trescot AM, Gonzales C: Chapter 3 -Fluoroscopy in non-spinal pain. In Manchikanti L and Singh V (ed): Interventional Techniques in Chronic Non-spinal Pain. American Society of Interventional Pain Physicians Publishing, Paducah, KY 2009
35. Trescot AM, Hansen HC: Chapter 6 - Neurolytic agents: pharmacology and clinical applications. In Manchikanti L and Singh V (ed): Interventional Techniques in Chronic Non-spinal Pain. American Society of Interventional Pain Physicians Publishing, Paducah, KY 2009
36. Trescot AM, Hansen HC: Chapter 7 - Radiofrequency neurolysis. In Manchikanti L and Singh V (ed): Interventional Techniques in Chronic Non-spinal Pain. American Society of Interventional Pain Physicians Publishing, Paducah, KY 2009
37. Trescot AM: Chapter 8 – Cryoneurolysis. In Manchikanti L and Singh V (ed): Interventional Techniques in Chronic Non-spinal Pain. American Society of Interventional Pain Physicians Publishing, Paducah, KY 2009
38. Linetsky FS, Trescot AM, Manchikanti L: Chapter 9 - Regenerative injection therapy. In Manchikanti L and Singh V (ed): Interventional Techniques in Chronic Non-spinal Pain. American Society of Interventional Pain Physicians Publishing, Paducah, KY 2009
39. Hansen HC, Trescot AM: Chapter 11 - Stellate Ganglion. In Manchikanti L and Singh V (ed): Interventional Techniques in Chronic Non-spinal Pain. American Society of Interventional Pain Physicians Publishing, Paducah, KY 2009
40. Trescot AM, Irwin D: Chapter 22 - Occipital neuralgia. In Manchikanti L and Singh V (ed): Interventional Techniques in Chronic Non-spinal Pain. American Society of Interventional Pain Physicians Publishing, Paducah, KY 2009
41. Trescot AM: Chapter 26 – Interventions in managing female pelvic pain. In Manchikanti L and Singh V (ed): Interventional Techniques in Chronic Non-spinal Pain. American Society of Interventional Pain Physicians Publishing, Paducah, KY 2009

**Non-peer reviewed articles**

Trescot AM, Glick DM, Klein DS: Evaluation and treatment of peroneal neuropathy. 8th World Congress on Pain, Aug 1996

Trescot AM, Saberski L, Klein DS : Interventional pain management: applications of cryoablative procedures. *The Pain Clinic* 3(4):11-13. 2001.

Trescot AM: Pseudosciatica. *The Pain Clinic* 3(6): 21-25 2001

**Abstracts:**

- 1979 Hall NR, Lewis JK, Schimpff RD, Smith RT, Trescot AM, Gray SE, Wensel SE, Abrams WC, Zornetzer SF: Effects of diencephalic and brainstem lesions on haemopoietic stem cells. Society for Neuroscience (abstracts).
- 1988 Rice LJ, Trescot AM: Regional versus general anesthesia: What do primary physicians select for their own surgery? American Society of Regional Anesthesia abstracts.
- 1988 Rice LJ, Trescot AM: Regional versus general anesthesia: What do anesthesiologists select for their own surgery? American Society of Regional Anesthesia abstracts.
- 1994 Trescot AM, Klein DS: Parenteral vitamins for treatment of fibromyalgia-a double blind study. American Association of Pain Management abstract.
- 1994 Klein DS, Trescot AM: Splenius capitis tendonitis- diagnosis and treatment. American Association of Pain Management abstract.
- 1994 Klein DS, Trescot AM: Sartorius tendonitis- differential diagnosis, pathology and treatment. American Association of Pain Management abstract.
- 1994 Klein DS, Trescot AM: Transdermal guanethidine for RSD, pilot study. American Pain Society abstract.
- 1994 Klein DS, Trescot AM: Transdermal guanethidine for fibromyalgia. American Pain Society abstract.
- 1994 Klein DS, Trescot AM: Dorsal median nerve cryoanalgesia. American Pain Society abstract.
- 1995 Trescot AM, Klein DS, Edwards LW: Superior gluteal nerve pathology as a cause of sciatica. American Association of Pain Management abstracts.
- 1995 Trescot AM, Klein DS, Edwards LW: Peripheral nerve irritation or entrapment as a cause of lower extremity RSD. American Association of Pain Management abstracts.
- 1995 Trescot AM, Klein DS, Edwards LW: Low back pain treated with phenol cluneal neuroablation. American Pain Society abstracts.
- 1995 Trescot AM, Klein DS, Edwards LW: Proximal auriculotemporal neuralgia. American Pain Society abstracts.
- 1995 Trescot AM, Klein DS, Edwards LW: Zygomatic facial neuralgia. American Pain Society abstracts.

**National/ International Invitational Lectures:**

- "Clinical workshop on Cryoanalgesia". Sixth World Congress of Pain. Atlanta, GA. April 1994.
- "Advances in the management of head pain, orofacial pain, and temporomandibular disorders". University of Medicine and Dentistry of New Jersey: March, 1996
- "Splenius capitis fibromyalgia – diagnosis and treatment". American Back Society. Annual meeting. San Francisco, CA. December 1996.
- "Cryoneuroablation", (cadaver course). Southeast Seminars. Orlando, FL. Nov 1997.  
*Course Creator and Director*
- "Cryoneuroablation and spinal endoscopy" (cadaver course). Southeastern Seminars. Scottsdale, AZ. Jan 1998  
*Course Director*
- "Cryoneuroablation", (cadaver course). Uniformed Services University of the Health Sciences. Bethesda, MD. March 1998.  
*Course Creator and Clinical Coordinator*
- "Cryoanalgesia in the treatment of chronic pain". (cadaver course). Naval Medical Center of San Diego, San Diego, CA. Feb 1999.  
*Course Creator and Clinical Coordinator*
- "Interventional pain management, techniques & technologies". Uniformed Services University of the Health Sciences. Washington, DC. June 1999.  
*Principle instructor.*
- "Role of cryoneurolysis in spinal pain". Association of Pain Management Anesthesiologists First Annual Meeting. Washington, DC. Nov 1999.
- "Cryoanalgesia in the treatment of chronic pain". (cadaver course). Naval Medical Center of San Diego. San Diego, CA. Feb 2000.  
*Course Creator and Director*
- "Pseudosciatica". John J. Bonica Pain Conference. Vail, CO. March 2000
- "Spinal cord stimulation: past, present, and future". American Society of Interventional Pain Physicians Annual Meeting. Washington, DC. Sept 2000.
- "Cryoanalgesia in the treatment of chronic pain". (cadaver course). Naval Medical Center of San Diego. San Diego, CA. Feb 2001.  
*Course Director*

- *"Cryoneurolysis". American Society of Interventional Pain Physicians and American Academy of Minimally Invasive Spinal Medicine and Surgery Symposium. Las Vegas, NV. April 2001*
- *Neurolysis – fire or ice?". American Society of Interventional Pain Physicians Annual Meeting. Washington DC. Sept 2002.*
- *"Intrathecal pumps". Comprehensive Interventional Cadaver Workshop: Memphis, TN, Oct 2002.*
- *"Regenerative injection therapy". Interventional Pain Management Symposium. San Diego, CA. March 2003*
- *"Spinal endoscopy". Minimally Invasive Spine Update. Keystone, CO. March 2003.*
- *"Common sense and medicolegal aspects of interventional procedures – watch what you wish for". American Association of Orthopedic Medicine. Orlando, FL. May 2003.*
- *"Advances in gynecologic pain management." "Surgical pain Prevention" 8<sup>th</sup> Annual Practical Obstetrics & Gynecology Update. Sea Grove Beach, FL. June 2003.*
- *"Pseudosciatica - fire and ice". Eighth Annual Advanced Interventional Pain Conference. Budapest, Hungary. Aug 2003.*
- *"Peripheral and cranial nerve blocks". Comprehensive Pain Board Review Symposium. Middleton, WI. Aug 2003.*
- *"Diagnosis of CRPS"; "Medical treatment of CPRS"; "Targeted steroids". American Society of Interventional Pain Physicians Annual Meeting. Washington, DC, Sept 2003.*
- *"Anatomy of head and neck"; "Systemic opioid pharmacology"; "Headache and face pain"; "Pain management in pregnancy and nursing". Comprehensive Pain Medicine Board Review Course. Washington, DC. Sept 2003.*
- *"Spinal endoscopy". Minimally Invasive Spine Update. Park City, Utah. March 2004.*
- *"Neuropathic pain". American Association of Orthopedic Medicine. La Jolla, CA. April 2004.*
- *"Politics and preservation of pain management"; "Art and science of pain management"; "Headache management"; "Nonopioid techniques", "Managing spinal pain". American Society of Interventional Pain Physicians Semi-Annual Meeting. Phoenix, AZ May 2004.*
- *"Opioid pharmacology"; "Intrathecal implants"; "Neuropathic pain", "Headache and facial pain"; "Pain management in pregnancy". American Society of Interventional Pain Physicians Comprehensive Pain Medicine Board Review Course St. Louis, MO. Aug 2004.*

- *"Interventional management of headaches". 2<sup>nd</sup> Annual New Advances in Pain Management, Illinois State University. Normal, IL. Aug 2004.*
- *"Interventions for cervicogenic headaches". World Institute of Pain 3<sup>rd</sup> World Congress on Pain. Barcelona, Spain. Sept 2004.*  
*Interventional procedures for head and neck (organizer - topical seminar)*
- *"Adhesiolysis: catheter or endoscopic". American Society of Interventional Pain Physicians 6<sup>th</sup> Annual Meeting. Washington, DC. Sept 2004.*
- *"Pelvic pain". World Institute of Pain. San Juan, Puerto Rico. Jan 2005.*
- *"Cryoneurolysis". American Society of Interventional Pain Physicians Semi-Annual Meeting. New Orleans, LA. April, 2005.*
- *"Opioid pharmacology"; "Pain management in pregnancy". American Society of Interventional Pain Physicians Comprehensive Pain Medicine Board Review Course. St. Louis, MO. Aug 2005.*  
*Course director*
- *"Pseudosciatica – fire and ice"; World Institute of Pain. Budapest, Hungary. Sept 2005.*
- *"Cryoneurolysis". American Society of Interventional Pain Physicians 7<sup>th</sup> Annual Meeting. Washington, DC. Sept 2005.*
- *"Opioid pharmacology". Clinical Competency Control Substance and Practice Management Course. Washington, DC. Sept 2005.*  
*Course director*
- *"Cryoanalgesia". American Association of Pain Management Annual Meeting. San Diego, CA. Sept 2005.*
- *"Upper and lower extremity anatomy". American Society of Interventional Pain Physicians/World Institute of Pain. Memphis, TN, Mar 2006.*
- *"Epidemiology of pain"; "Drug interactions"; "Practical approaches to opioids". Controlled Substance Management and Coding; Compliance, and Practice Management. American Society of Interventional Pain Physicians. Chicago, IL. May 2006.*  
*Course director*
- *"Political realities". American Society of Interventional Pain Physicians 8<sup>th</sup> Annual Meeting. Washington, DC. June 2006.*
- *"Adhesiolysis". Comprehensive Lumbar, Thoracic and Cervical Cadaver Workshop. Memphis, TN. July 2006.*
- *"Opioid pharmacology"; "Adjuvant pharmacology"; "Electrostimulation"; "Sympathetic/neurolytic blocks"; "Pain management in pregnancy". American Society of Interventional Pain Physicians Comprehensive Pain Medicine Board Review Course. St. Louis, MO. Aug 2006.*  
*Course director*
- *"Pseudosciatica – fire and ice". World Institute of Pain. Budapest, Hungary. Sept 2006.*

- "Fluoroscopy and needle placement"; "Adhesiolysis"; "Intrathecal infusion systems". Interventional Techniques Review Course and Comprehensive Interventional Cadaver Workshop. Memphis, TN. Oct 2006.  
*Course director*
- "Lumbar facet and radiofrequency"; "Lumbar discectomy"; "Percutaneous adhesiolysis"; "Intrathecal pumps". Interventional Techniques Review Course and Comprehensive Interventional Cadaver Workshop. Memphis, TN. Dec 2006.  
*Course director*
- "Upper and lower extremity anatomy"; Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians/World Institute of Pain. Memphis, TN. Mar 2007.
- "Epidemiology and physiology of pain"; Overview of Opioids Controlled Substance and Practice Management Compliance Course. American Society of Interventional Pain Physicians. Orlando, FL. April 2007.  
*Course director*
- "Spinal cord stimulators"; "Imaging for chronic pain". Texas Tech 24<sup>th</sup> Annual Pain Symposium. Lubbock, TX. June 2007.
- "Shaping the political future". American Society of Interventional Pain Physicians 9<sup>th</sup> Annual Meeting. Washington, DC. June 2007.
- "Epidemiology of chronic pain and an overview of management modalities"; "Opioid pharmacology"; "Anatomy and nerve blocks of the lower extremity"; "Epidural injections and adhesiolysis"; "Fluoroscopy in interventional pain management"; "Pharmacology of psychotherapeutic and adjuvant drugs"; "Pharmacology of NSAIDs"; "Headache physiology"; "Pharmacology and interventional pain management"; "Pain management in pregnancy and nursing". Comprehensive Pain Medicine and Interventional Pain Management Board Review Course. American Society of Interventional Pain Physicians. Nashville, TN. Aug 2007.  
*Course director*
- "Interventional Techniques for Cancer Pain". Second Annual Chronic Pain Management Fall Symposium for Primary Care. Duke University School of Medicine. Durham, NC. Sept 2007.
- "Drugs for interventional techniques: contrast, local anesthetics, and steroids"; "Thoracic epidural"; "Cervical epidural"; "Sacroiliac joint injections"; "Lumbar facet joint blocks"; "Nucleoplasty". Interventional Techniques Review Course and Interventional Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. Oct 2007.  
*Course director*
- "NASPER: Why has the National All Schedules Prescription Electronic Reporting not been implemented?". Testimony before the US Congress, Energy and Commerce Committee. Washington, DC. Oct 2007.
- "Spinal cord stimulation"; "Epidemiology of neuropathic pain"; "Practical spinal cord stimulations". Interventional Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. Nov 2007.

- "Head and neck interventions"; "Abdominal and extremity interventions". ASSR 2008 Annual Symposium. American Society of Spinal Radiology. Indian Wells, CA. Feb 2008.
- "Fluoroscopy and radiation safety". Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians/World Institute of Pain. Memphis, TN, Mar 2008.
- "Evidence-based primer for interventional pain management". American Conference on Pain Medicine. New York, NY. April 2008.
- "Intrathecal medications". Texas Tech 25<sup>th</sup> Annual Pain Symposium. Lubbock, TX. June 2008.
- "Shaping the political future". American Society of Interventional Pain Physicians 10<sup>th</sup> Annual Meeting (program director). Washington, DC. June 2008.
- "Injection complications". World Institute of Pain. London, England. June 2008.
- "Cryoanalgesia". International Spine Injection Society (ISIS) annual meeting. Las Vegas, NV. July 2008.
- "Epidemiology of chronic pain"; "Opioid pharmacology"; "Pharmacology of psychotherapeutic and adjuvant drugs"; "Headaches and facial pain"; "Drug interactions"; "Opioid effectiveness"; "Evidence basis of opioid treatment"; "Controlled substance regulations"; "Urine drug testing". Comprehensive Pain Medicine and Interventional Pain Management Board Review Course: American Society of Interventional Pain Physicians. St. Louis, MI. Aug 2008.  
*Course director*
- "Imaging in interventional pain"; "Office based interventional pain practice". World Institute of Pain. Budapest, Hungary. Sept 2008.
- "Nerve entrapments". "RIT workshop", "Imaging in pain medicine". Egypt Society for the Management of Pain. Cairo, Egypt. Nov 2008
- "Interventional Headache Management". World Institute of Pain. New York, NY. March 2009

#### **Cadaver Courses**

- Comprehensive Interventional Pain Management Course. US Uniform Health services. Bethesda, MD June 2000  
*Instructor*
- Comprehensive Interventional Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN, Oct 2002.  
*Instructor*
- Comprehensive Cervical/Thoracic Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. Oct 2003.  
*Instructor*



- Comprehensive Interventional Cadaver Workshop. American Society of Interventional Pain Physicians /Fellow of Interventional Pain Practice. Memphis, TN. March 2004.  
*Instructor/board examiner*
- Comprehensive Lumbar Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. June 2004.  
*Instructor*
- Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. March 2005.  
*Instructor*
- Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. May 2005.  
*Instructor*
- Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. Oct 2005.  
*Instructor*
- Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians/World Institute of Pain, Memphis, TN. Mar 2006.  
*Instructor*
- Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. Dec 2005.  
*Instructor*
- American Society of Interventional Pain Physicians/World Institute of Pain. Fellow of Interventional Pain Practice. Memphis, TN. March 2006.  
*Board examiner*
- Comprehensive Lumbar, Thoracic and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. July 2006.  
*Instructor*
- Interventional Techniques Review Course and Comprehensive Interventional Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. Oct 2006.  
*Course director*
- World Institute of Pain. Budapest, Hungary. Sept 2006.  
*Instructor*
- Interventional Techniques Review Course and Comprehensive Interventional Cadaver Workshop. American Society of Interventional Pain Physicians. Memphis, TN. Dec 2006,  
*Course director*
- Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians/World Institute of Pain. Memphis, TN. Mar 2007.  
*Instructor*

- American Society of Interventional Pain Physicians/World Institute of Pain. Fellow of Interventional Pain Practice. Memphis, TN. March 2007.  
*Instructor/board examiner*
- Interventional Cadaver Workshop – Spinal Cord Stimulation. American Society of Interventional Pain Physicians. Memphis, TN. Nov 2007.  
*Instructor*
- Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians/World Institute of Pain. Memphis, TN. Mar 2008.  
*Instructor*
- American Society of Interventional Pain Physicians/World Institute of Pain. Fellow of Interventional Pain Practice (board examiner). Memphis, TN. March 2008.  
*Instructor/board examiner*
- World Institute of Pain. London, England. June 2008.  
*Instructor*
- World Institute of Pain. Budapest, Hungary. Sept 2008.  
*Instructor*
- Comprehensive Lumbar, Thoracic, and Cervical Cadaver Workshop. American Society of Interventional Pain Physicians/World Institute of Pain. Memphis, TN. Mar 2009.  
*Instructor*
- World Institute of Pain. New York, NY. March 2009.  
*Instructor*
- World Institute of Pain. Fellow of Interventional Pain Practice (board examiner). New York, NY. March 2009.  
*Instructor/board examiner*

#### **Regional Invitational Lectures**

- “Epiduroscopy and other new pain techniques”. Jacksonville Area Society of Post-Anesthetic Nurses. Jacksonville, FL March 1997.
- “Willow bark – anti-inflammatories for the 21<sup>st</sup> century”. Baptist Medical Center. Jacksonville, FL. March 1999.
- “Pain management”. Bays Medical Society. Panama City, FL. April 2000.
- “Pain and quality of life issues”. Northwest Florida Chapter, The Oncology Nursing Society. Pensacola, FL. March 2000.
- “Pseudosciatica”. Baptist/St. Vincent Family Practice. Jacksonville, FL. March 2000.

- "Scopes – where are we now?". PainMatters 2000. World Golf Village, FL. June 2000.
- "Pain management: traditional & nontraditional modalities. Florida Academy of Family Physicians. Savannah, GA. Feb 2001
- "Pharmaceuticals – what's the latest?". PainMatters 2001. World Golf Village, FL. July 2001
- "Management of peripheral nerve entrapments". Florida Academy of Pain Medicine. Tampa, FL. June 2001.
- "Chronic pain control – pearls & pitfalls". Florida Academy of Family Physicians. St. Petersburg, FL. Nov 2001.
- "Compliance planning and implementation"; "Fire and Ice – A Comparison of Radiofrequency and Cryoneurolysis". Florida Academy of Pain Medicine. Orlando, FL. May 2002.
- "Interventional pain techniques." Florida Society of Anesthesiologists. World Golf Village, FL. June 2002.
- "Creating a pain management service". "Advances in Pain Management". Florida Association of Nurse Anesthetists. Jacksonville, FL. Oct 1993.
- "Interventional pain management – power over pain". Georgia Academy of Family Physicians. Atlanta, GA. Nov 2002.
- "Pain management treatment options therapy". Florida Society of Health-Systems Pharmacists. Jacksonville, FL Dec 2000.
- "Pseudosciatica". Florida Academy of Pain Management. Clearwater Beach, FL. May 2003.
- "Appropriate opioid prescribing". Grand Rounds, St. Vincent's Hospital. Jacksonville, FL. July 2003.
- "Updates in pain management". Bays Medical Society Meeting. Sandestin, FL. Oct 2003.
- "Interventional pain management". Florida Society of PACU Nurses. Orlando, FL. Nov 2003.
- "Interventional headache management". Florida Academy of Pain Medicine. Miami, FL. June 2004.
- "Cryoablation workshop". Florida Academy of Pain Medicine. Orlando, FL. July 2005.
- "Pseudosciatica/ fire and Ice". Florida Workers Compensation Symposium. Orlando, FL. Aug 2006.
- "Universal precautions in opioid prescribing". FPI 2007Annual Pain Summit. Florida Pain Initiative. Orlando, FL. Oct 2007.