

1 **BEFORE THE BOARD OF MEDICAL EXAMINERS**  
2 **OF THE STATE OF NEVADA**

3 \* \* \* \* \*

4 **In The Matter of an Investigation of** )  
5 )  
6 **LARRY YEE, M.D.,** )  
7 )  
8 **License No. 4655** )  
\_\_\_\_\_ )

Case No. 11-6816-1

**FILED**

**DEC 16 2011**

NEVADA STATE BOARD OF  
MEDICAL EXAMINERS

By: 

9 **STIPULATION AND ORDER TO**  
10 **LIFT ORDER OF SUMMARY SUSPENSION**

11 Larry Yee, M.D. ("Respondent"), by and through undersigned counsel, L. Kristopher Rath,  
12 Esq., and the Investigative Committee ("IC") by and through its undersigned counsel,  
13 Bradley O. Van Ry, Esq., hereby stipulate to lift the summary suspension of Respondent's license  
14 to practice medicine as follows:

15 1. That the medical license of Respondent was summarily suspended on  
16 September 2, 2011, by the IC, based upon preliminary investigation findings that the suspension of  
17 Respondent's license was necessary to remove a risk of imminent harm to the health, safety and  
18 welfare of the public;

19 2. That the imminent risk of harm to the health, safety and welfare of the public shall  
20 be ameliorated by the terms below, and that Respondent may begin practicing medicine  
21 immediately upon the filing of this Stipulation and Order to Lift Order of Summary Suspension  
22 ("Stipulation");

23 3. Respondent's execution of this Stipulation constitutes his consent, agreement and  
24 approval of all the terms contained herein. Respondent hereby further agrees to comply with all  
25 the terms and conditions of this Stipulation;

26 4. Should the IC reasonably believe that Respondent has committed any violation of  
27 the terms of this Stipulation, it shall immediately suspend his license to practice medicine and  
28 shall set a hearing to be held within forty-five (45) days to determine if the suspension should

1 continue while legal proceedings involving the formal Complaint in case no. 11-6816-1 are  
2 pending;

3 5. Respondent shall avoid all psychostimulants, typically used for treatment of alleged  
4 deficit disorder, like Ritalin, Dexedrine, Adderall and any other medications from this general  
5 class;

6 6. Respondent shall be tested monthly for the foregoing psychostimulants at his own  
7 expense. Respondent shall sign a new release of information in favor of the Board allowing the  
8 Board to communicate and receive any and all information from any drug testing facility  
9 performing the drug tests. The facility shall provide all test results directly to the Board, and the  
10 Board compliance officer shall direct Respondent when and where testing shall take place;

11 7. Respondent shall undergo outpatient psychiatric treatment/counseling at least two  
12 (2) times per month. Respondent shall execute a new release of information in favor of the Board  
13 allowing the Board to receive monthly reports by the psychiatrist/counselor to the Board and any  
14 other further communication required by the Board. Said psychiatrist/counselor shall make  
15 mandatory monthly reports to the Board. The psychiatrist/counselor shall notify the Board within  
16 twenty-four (24) hours of failure by Dr. Yee to appear for an appointment. All of this at  
17 Respondent's own expense;

18 8. Respondent shall reduce the use of Klonopin and Xanax (benzodiazepines) to the  
19 lowest possible degree to reduce anxiety pursuant to Respondent's physician's directive;

20 9. The Board shall monitor Respondent's medical practice a minimum of two (2)  
21 times per month while the formal Complaint in case no. 11-6816-1 is pending. No less than two  
22 (2) times per month and up to four (4) times per month, the Board and/or its agent, representative  
23 or employee is hereby authorized to visit Respondent's practice and randomly select records, up to  
24 fifteen (15) patients, for review;

25 10. Respondent shall provide a list of all new patients to the Board monthly; and,

26 11. Respondent shall contact the Compliance Officer of the Board within forty-eight  
27 (48) hours of the filing of this Stipulation in order to provide information regarding the most  
28 expeditious method of contacting him;

1           12. Respondent shall notify the Board within forty-eight (48) hours of any arrest,  
2 criminal conviction, including misdemeanors, or any admission for treatment of substance abuse  
3 or psychological illness;

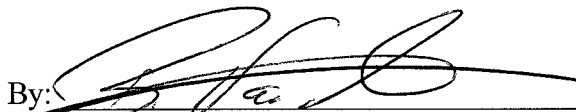
4           13. Respondent also agrees that if he is charged with professional misconduct in the  
5 future, this Stipulation, and/or related orders, and/or records of his compliance, may be admitted  
6 into evidence at a hearing regarding the alleged professional misconduct, at the sole discretion of  
7 the IC;

8           14. Respondent agrees to pay the reasonable costs, if any, of monitoring his medical  
9 practice by the Board to the Board and shall pay said costs within thirty (30) days of the due date  
10 of any invoice presented by the Board.

11           15. This Stipulation shall remain in effect until such time as the formal Complaint in  
12 BME legal case no. #11-6816-1 is resolved or by mutual consent in writing of the parties.

13 Dated this 10<sup>th</sup> day December of 2011.

Dated this 15<sup>th</sup> day of December, 2011.

14  
15 By: 

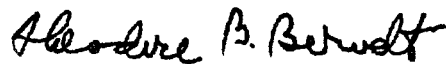
16 Bradley O. Van Ry, Esq.  
17 Attorney for the Investigative Committee

14  
15 By: 

16 L. Kristopher Rath, Esq.  
17 Attorney for Respondent

18 **IT IS SO ORDERED.**

19 Dated this 16<sup>th</sup> day of December, 2011.

21 

22 Theodore B. Berndt, M.D.  
23 Chairman, Investigative Committee