

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;

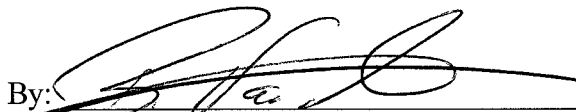
4 13. Respondent also agrees that if he is charged with professional misconduct in the
5 future, this Stipulation, and/or related orders, and/or records of his compliance, may be admitted
6 into evidence at a hearing regarding the alleged professional misconduct, at the sole discretion of
7 the IC;

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 10th day December of 2011.

Dated this 15th day of December, 2011.

14
15 By: 

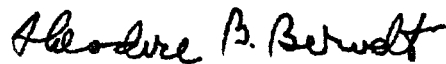
16 Bradley O. Van Ry, Esq.
17 Attorney for the Investigative Committee

14
15 By: 

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

18 **IT IS SO ORDERED.**

19 Dated this 16th day of December, 2011.

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