

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

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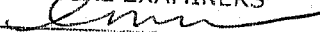
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6 **In the Matter of Charges and**)
7 **Complaint Against**)
8 **LARRY YEE, M.D.,**)
9 **Respondent.**)

Case No. 12-6816-1 & 13-6816-1

FILED

DEC 11 2013

NEVADA STATE BOARD OF
MEDICAL EXAMINERS

By: 

11
12 **FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER**

13 The above-entitled matter came on regularly for decision before the Nevada State Board of
14 Medical Examiners (Board), on Friday, December 6, 2013, at the Board offices located at
15 1105 Terminal Way, Suite 301, Reno, Nevada, 89502, and by video conference at the offices of the
16 Board located at 6010 S. Rainbow Boulevard, Building A, Suite 1, Las Vegas, Nevada 89118, on the
17 associated Complaint filed against Larry Yee, M.D. (Respondent), who was not present at the Board
18 meeting.

19 The members of the Board participating in the decision were:
20 Beverly A. Neyland, M.D., Mrs. Sue Lowden, Bashir Chowdhry, M.D., Wayne Hardwick, M.D. and
21 Rachakonda D. Prabhu, M.D. Colleen L. Platt, Esq., Deputy Attorney General, acted as legal counsel to
22 the Board.

23 The Board, having received and read the Complaint and exhibits admitted in this matter, as well
24 as the Synopsis of Record prepared by the Hearing Officer who presided over the hearing and the
25 transcript of the hearing, proceeded to make a decision pursuant to the provisions of Nevada Revised
26 Statutes (NRS) Chapters 233B and 630.

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1 The Board, after due consideration of the record, evidence and law, and being fully advised in
2 the premises, makes its **FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER** in this
3 matter as follows:

4 **FINDINGS OF FACT**

5 **I.**

6 Respondent held a license to practice as a physician in the state of Nevada at all relevant times.
7 However, the Board summarily suspended Respondent's license to practice medicine in the state of
8 Nevada on August 31, 2012.

9 **II.**

10 On January 10, 2013, the Investigative Committee (IC) filed a formal Complaint in this matter
11 alleging violations of NRS Chapter 630 and Nevada Administrative Code (NAC) Chapter 630.

12 **III.**

13 On June 25, 2013, a hearing was held before an appointed Hearing Officer on the allegations
14 contained within Counts I, II and III of the Complaint. Respondent was not present or represented by
15 counsel. The IC was represented by Bradley O. Van Ry, Esq., General Counsel for the Board and
16 attorney for the IC.

17 **IV.**

18 Respondent, on a number of occasions, from September 29, 2011, up through the date of the
19 Order of Summary Suspension on August 31, 2012, prescribed controlled substances without holding
20 the required Drug Enforcement Administration registration. Respondent also failed to undergo
21 outpatient psychiatric treatment/counseling at least two (2) times per month from September 2012,
22 through the date of the hearing, as required by the previous settlement agreement and Order of the
23 Board.

24 **V.**

25 The Board finds by a preponderance of the evidence that Respondent violated
26 NRS 630.306(3) when he prescribed controlled substances without holding the required DEA
27 registration from September 29, 2011, up through August 31, 2012.

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1 VI.

2 The Board finds by a preponderance of the evidence that Respondent violated
3 NRS 630.3065(2)(a) by willfully failing to undergo outpatient psychiatric treatment/counseling as
4 required by the previous settlement agreement and Order of the Board.

5 VII.

6 The Board finds by a preponderance of the evidence that Respondent violated NRS 630.301(9)
7 by engaging in conduct that brought the medical profession into disrepute.

8 VIII.

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

11 CONCLUSIONS OF LAW

12 I.

13 The Board has jurisdiction over Respondent.

14 II.

15 Respondent was properly served with notice of the hearing via certified mail at the address on
16 file with the Board pursuant to NRS Chapters 630 and 233B.

17 III.

18 The Board concludes that Respondent violated NRS 630.306(3), as described above and as
19 alleged in Count I of the Complaint, and, that accordingly, he is subject to discipline pursuant to
20 NRS 630.352.

21 IV.

22 The Board concludes that Respondent violated NRS 630.3065(2)(a), as described above and as
23 alleged in Count II of the Complaint, and, that accordingly, he is subject to discipline pursuant to
24 NRS 630.352.

25 V.

26 The Board concludes that Respondent violated NRS 630.301(9), as described above and as
27 alleged in Count III of the Complaint, and, that accordingly, he is subject to discipline pursuant to
28 NRS 630.352.

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VI.

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

ORDER

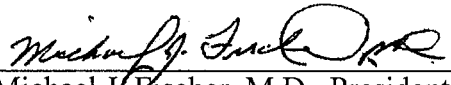
Based upon the foregoing Findings of Fact and Conclusions of Law, and good cause appearing therefore,

IT IS HEREBY ORDERED that:

1. Respondent's license to practice medicine in the state of Nevada is hereby revoked;
2. Respondent shall be issued a public reprimand;
3. Respondent shall pay all costs of the investigation and prosecution of this matter, in the amount of \$5,023.23, to the Board within one year of the entry of these Findings of Fact, Conclusions of Law and Order.
4. This revocation is effective December 6, 2013.

DATED this 6th day of December, 2013.

NEVADA STATE BOARD OF MEDICAL EXAMINERS



Michael J. Fischer, M.D., President
Nevada State Board of Medical Examiners

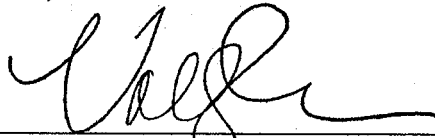
1 CERTIFICATION

2 I certify that the foregoing is the full and true original
3 **FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER** on file in the office of the
4 Nevada State Board of Medical Examiners in the matter of LARRY YEE, M.D., Case No. 12-6816-1 &
5 13-6816-1.

6 I further certify that MICHAEL J. FISCHER, M.D., is the President of the
7 Nevada State Board of Medical Examiners and that full force and credit is due to his official acts as
8 such; and that the signature to the foregoing **ORDER** is the signature of said
9 MICHAEL J. FISCHER, M.D.

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

12 DATED this 6th day of December, 2013.

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15 VALERIE J. CLARK, BSN, RHU, LUTCF
16 Secretary-Treasurer
17 Nevada State Board of Medical Examiners
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