

IN AND BEFORE THE OKLAHOMA STATE BOARD  
OF MEDICAL LICENSURE AND SUPERVISION  
STATE OF OKLAHOMA

**FILED**

STATE OF OKLAHOMA )  
EX REL. THE OKLAHOMA BOARD )  
OF MEDICAL LICENSURE )  
AND SUPERVISION, )

Plaintiff, )

v. )

ARDRY LANCE YARBROUGH, M.D. )  
License No. 5623 )

Defendant. )

JUL 27 2000

OKLAHOMA STATE BOARD OF  
MEDICAL LICENSURE & SUPERVISION

Case No. 98-10-2035

**ORDER ACCEPTING VOLUNTARY SURRENDER  
OF LICENSE IN LIEU OF PROSECUTION**

This cause came on for hearing before the Oklahoma State Board of Medical Licensure and Supervision (the "Board") *en banc* on the 27 day of July, 2000 at the Board office, 5104 N. Francis, Suite C, Oklahoma City, OK 73118, pursuant to notice given as required by law and rules of the Board.

Elizabeth A. Scott, Assistant Attorney General, appeared on behalf of the State of Oklahoma, ex rel. the Oklahoma State Board of Medical Licensure and Supervision. The Defendant acknowledges the proceedings and waives appearance.

The Board *en banc* heard testimony, reviewed the exhibits presented, and being fully apprised in the premises, finds that there is clear and convincing evidence of the following Findings of Fact, Conclusions of Law, and Orders:

**Findings of Fact**

1. Ardry Lance Yarbrough, M.D. currently possesses Oklahoma special medical license no. 5623.
2. Defendant Ardry Lance Yarbrough, M.D. is the subject of an investigation by the Oklahoma State Board of Medical Licensure and Supervision.
3. The Board *en banc* has jurisdiction over the subject matter herein, and notice has been given in all respects as required by law and the rules of the Board.

4. Pursuant to 59 O.S. §509(E), Defendant wishes to surrender his Oklahoma Special Medical License No. 5623 in lieu of prosecution.

5. The surrender of Special Medical License No. 5623 is freely and voluntarily made, and the Defendant has not been subject to duress or coercion.

6. The Defendant is fully aware of the consequences of the surrender of his license.

7. Defendant has plead guilty to the allegations constituting misconduct and acknowledges that the allegations, if proven, could constitute grounds for disciplinary action by the Board.

8. Defendant has submitted a sworn statement describing the misconduct to which he has plead guilty as required by 59 O.S. §509(E).

9. Defendant has surrendered his wall certificate and wallet card with his request for voluntary surrender of his license.

#### Conclusions of Law

10. The Board has jurisdiction over the defendant and the subject matter herein pursuant to 59 O.S. §480 et seq.

11. Pursuant to 59 O.S. §509(E), the Board has the authority to accept this surrender of license in lieu of prosecution.

12. The request of defendant to surrender his license is appropriate under the circumstances of this case.

13. Clear and convincing evidence exists for the conditions of surrender of Special Medical License No. 5623.

#### Order

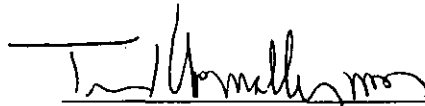
14. The voluntary surrender of license in lieu of prosecution submitted by defendant is hereby accepted by the Board.

15. Oklahoma Special Medical License No. 5623 of the defendant, Ardry Lance Yarbrough, M.D., should be and is hereby surrendered as of the date of this order, March 9, 2000.

16. Pursuant to 59 O.S. §509.1(E)(4), the defendant shall pay all reasonable costs expended by the Board for any legal fees and costs, and any investigation, probation and

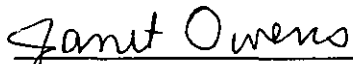
monitoring fees, including but not limited to staff time, salary and travel expenses, witness fees and attorney's fees incurred with respect to this case.

DATED this 27 day of July, 2000.

  
Tim Smalley ~~Billy Stout~~, M.D., President  
Oklahoma State Board of Medical  
Licensure and Supervision

CERTIFICATE OF MAILING

I certify that on the 28 day of July, 2000, I mailed a true and correct copy of the Order Accepting Voluntary Surrender of License in Lieu of Prosecution to Ardry Lance Yarbrough, Rt. 2, Box 2035, Atoka, OK 74525.

  
Janet Owens