

LICENSE NO. C-4954

IN THE MATTER OF

BEFORE THE

THE LICENSE OF

DOYLE HUBBARD BRASHEAR, M.D.

TEXAS MEDICAL BOARD

AGREED VOLUNTARY SURRENDER ORDER

On the 4th day of November, 2011, came on to be heard before the Texas Medical Board (the "Board"), duly in session, the matter of the license of Doyle Hubbard Brashear, M.D. ("Respondent").

By the signature of Respondent on this Order, Respondent waives the right to appear at an Informal Show Compliance Proceeding and Settlement Conference pursuant to Section 164.004, Medical Practice Act, Title 3, Subtitle B, Texas Occupations Code and Board Rule 187.18 and all rights pursuant to Sections 2001.051 and 2001.054, Texas Government Code, including, but not limited to, the right to notice and hearing and instead agrees to the entry of this Order to resolve matters addressed herein. Victoria Pearce prepared this Order.

With the consent of Respondent, the Board makes the following Findings of Fact and Conclusions of Law and enters this Agreed Order.

FINDINGS OF FACT

The Board finds that:

2. Respondent received all notice required by law. All jurisdictional requirements have been satisfied. Respondent waives any defect in notice and any further right to notice or hearing under the Medical Practice Act, Title 3, Subtitle B, Texas Occupations Code (the "Act") or the Rules of the Board.

3. Respondent currently holds Texas Medical License No. C-4954. Respondent was originally issued this license to practice medicine in Texas on August 20, 1955. Respondent is not licensed to practice in any other state.

4. Respondent is primarily engaged in the practice of psychiatry. Respondent is not board certified.

5. Respondent is 87 years of age.

6. Respondent has indicated his desire to voluntarily surrender his medical license in lieu of fulfilling the terms of the Agreed Order, entered April 9, 2010. By Respondent's signature on this Agreed Order, Respondent requests that the voluntary surrender of his Texas License be accepted in lieu of further disciplinary proceedings and that the voluntary surrender of his Texas medical license be effective on the date of the entry of this Agreed Order.

7. Respondent has cooperated in the investigation of the allegations related to this Agreed Order. Respondent's cooperation, through consent to this Agreed Order, pursuant to the provisions of Section 164.002 the Act, will save money and resources for the State of Texas. To avoid further investigation, hearings, and the expense and inconvenience of litigation, Respondent agrees to the entry of this Agreed Order and to comply with its terms and conditions.

#### CONCLUSIONS OF LAW

Based on the above Findings of Fact, the Board concludes that:

1. The Board has jurisdiction over the subject matter and Respondent pursuant to the Act.

2. Section 164.061 of the Act and 22 TEX. ADMIN. CODE 196.1 authorizes the Board to accept the voluntary and permanent surrender of Respondent's Texas medical license.

3. This Order is based on Findings of Fact No. 6 and the specific authority of Section 164.051(a)(3) of the Act, specifying Board Rule 189.3.

4. Section 164.001 of the Act authorizes the Board to impose a range of disciplinary actions against a person for violation of the Act or a Board rule. Such sanctions include: revocation, suspension, probation, public reprimand, limitation or restriction on practice, counseling or treatment, required educational or counseling programs, monitored practice, public service, and an administrative penalty.

5. Section 164.002(a) of the Act authorizes the Board to resolve and make a disposition of this matter through an Agreed Order.

**ORDER**

**Based on the above Findings of Fact and Conclusions of Law, the Board ORDERS that:**

- 1. The voluntary and permanent surrender of Respondent's Texas license should be, and is, accepted by the Board effective on the date this Order is signed by the President of the Board.**
- 2. Respondent's Texas Medical License C-4954 is, therefore, permanently canceled.**
- 3. Respondent shall immediately cease practice in Texas. Respondent's practice after the date of entry of this Agreed Order shall constitute a violation of this Order, subjecting Respondent to disciplinary action by the Board or prosecution for practicing without a license in Texas.**
- 4. Respondent shall not petition the Board for reinstatement of his Texas license.**
- 5. By this voluntary and permanent surrender of Respondent's Texas medical license, Respondent resolves any complaints currently before the Board.**

**RESPONDENT WAIVES ANY FURTHER HEARINGS OR APPEALS TO THE BOARD OR TO ANY COURT IN REGARD TO ALL TERMS AND CONDITIONS OF THIS AGREED ORDER. RESPONDENT AGREES THAT THIS IS A FINAL ORDER.**

**THIS ORDER IS A PUBLIC RECORD.**

I, DOYLE HUBBARD BRASHEAR, M.D., HAVE READ AND UNDERSTAND THE FOREGOING AGREED ORDER. I UNDERSTAND THAT BY SIGNING, I WAIVE CERTAIN RIGHTS. I SIGN IT VOLUNTARILY. I UNDERSTAND THIS AGREED ORDER CONTAINS THE ENTIRE AGREEMENT AND THERE IS NO OTHER AGREEMENT OF ANY KIND, VERBAL, WRITTEN OR OTHERWISE.

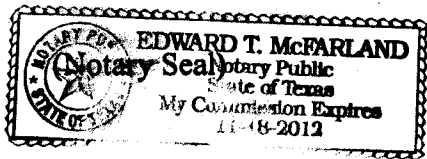
*Doyle Hubbard Brashear*  
DOYLE HUBBARD BRASHEAR, M.D.  
Respondent

STATE OF Texas  
COUNTY OF Angelina

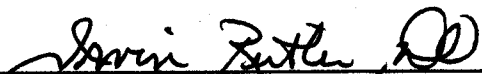
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SWORN TO AND ACKNOWLEDGED BEFORE ME, the undersigned Notary Public,  
on this 24<sup>th</sup> day of October, 2010.

*Edward T. McFarland*  
Signature of Notary Public



SIGNED AND ENTERED by the presiding officer of the Texas Medical Board on this  
4th day of November, 2010.

  
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Irvin E. Zeitler, Jr., D.O., President  
Texas Medical Board