

EFFECTIVE AS A FINAL ORDER

DATE: 5/01/18

FILED BV

APR 19 2018

**BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS**

KS State Board of Healing Arts

In the Matter of
FAIZ AHMED, M.D.

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) Docket No. 18-HA00039
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Kansas License No. 04-23917

PROPOSED DEFAULT ORDER REVOKING LICENSURE

NOW on this 13th day of April, 2018, comes on for hearing before the Kansas State Board of Healing Arts ("Board") the Petition for discipline filed against the medical license of Faiz Ahmed, M.D. ("Licensee"). Susan Gering, Deputy Litigation Counsel and M. Katie Baylie, Legal Intern, appears on behalf of the Respondent Board. Applicant fails to appear.

Pursuant to the authority granted to the Board by K.S.A. 65-2801 *et seq.* and in accordance with the provisions of the Kansas Administrative Procedure Act K.S.A. 77-501 *et seq.*, the Board hereby enters this Proposed Default Order in the above-captioned matter. After reviewing the agency record, the evidence presented, and hearing the statements and arguments of the parties, and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order:

1. Licensee is or has been entitled to engage in the practice of medicine and surgery in the State of Kansas, having been issued License No. 04-23917 on or about February 8, 1992. Licensee's current license designation is cancelled-failure to renew.
2. A conference hearing on the Board's petition for discipline was noticed for April 13, 2018 at the offices of the Kansas State Board of Healing Arts.
3. Pursuant to K.S.A. 2013 Supp. 77-531, Licensee was served with a Notice of

Conference Hearing to Licensee's mailing address via United States Mail, first-class postage prepared on or about March 21, 2018.

4. The Notice of Conference Hearing provided Licensee notice that any party who fails to attend or participate in the Conference Hearing or other state of a proceeding may be held in default.

5. Licensee failed to appear at the Conference Hearing held on April 13, 2018.

6. Pursuant to K.S.A. 77-516 and K.S.A. 2013 Supp. 77-520, Licensee is in default for his failure to appear at the conference hearing on April 13, 2018.

7. At the Conference Hearing, Deputy Litigation Counsel submitted an Affidavit of Non-Military Service stating that on April 12, 2018, the website of the Director of the Department of Defense Human Resources Defense Manpower Data Center was used to determine that Licensee is not an active member of the military pursuant to the Servicemembers' Civil Relief Act of 2003. The Affidavit was accepted into the record as Board Exhibit A.

8. Upon review of the agency record and after being fully advised in the premises, the Board finds and concludes that the facts and allegations set forth in the Petition are undisputed and incorporated herein by reference.

9. In summary, the petition for discipline provides that Licensee was indicted in July 2015 on multiple felonies and that Licensee was found guilty on eight (8) felonies of Conspiracy to Commit Health Care Fraud and Health Care Fraud.

10. K.S.A. 65-2836(c) requires that a Licensee's license shall be revoked following Licensee's conviction of a felony, whether or not related to the practice of the healing arts, unless a 2/3 majority of the Board members present and voting determine by clear and convincing evidence that the Licensee will not pose a threat to the public and that the Licensee has been

sufficiently rehabilitated to warrant the public's trust.

11. The Board concludes that Licensee's felony conviction violates K.S.A. 65-2836(c).

12. The Board concludes that Licensee has violated K.S.A. 65-2836(b), having committed an act or acts of unprofessional conduct and/or dishonorable conduct.

13. The Board concludes that Licensee has violated K.S.A. 65-2836(b) as further defined by K.S.A. 65-2837(b)(12) having committed conduct likely to deceive, defraud, or harm the public.


14. Based on the undisputed allegations set forth in the Petition and evidence in the agency record, the Board concludes that revocation of Licensee's license is warranted in the circumstances.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee is hereby held in DEFAULT pursuant to K.S.A. 77-520.

IT IS FURTHER ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee's license to practice medicine and surgery in the State of Kansas is hereby REVOKED.

IT IS SO ORDERED THIS 19 DAY OF April, 2018, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.

KANSAS STATE BOARD OF HEALING ARTS


Kathleen Selzler Lippert, Executive Director
Kansas State Board of Healing Arts

FINAL ORDER NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. A party to an agency proceeding may seek judicial review of a Final Order by filing a petition in the District Court as authorized by K.S.A. 77-601, *et seq.* Reconsideration of a Final Order is not a prerequisite to judicial review. A petition for judicial review is not timely unless filed within 30 days following service of the Final Order. A copy of any petition for judicial review must be served upon Kathleen Selzler Lippert, Executive Director, Kansas Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true copy of the foregoing **FINAL ORDER REVOKING LICENSE** was served this 1st day of May, 2018 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Faiz Ahmed, MD
[REDACTED]
Houston, TX 77068

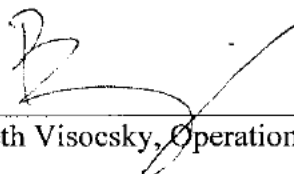
And a copy was hand-delivered to:

Susan, Gering, Deputy Litigation Counsel
M. Katie Baylie, Legal Intern
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Nichole Schlesener, Licensing Administrator
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Tucker Poling, General Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

And the original was filed with the office of the Executive Director.



Beth Visocky, Operations Manager