

**FILED**

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

**JUN 1 0 1994**

**KANSAS STATE BOARD OF  
HEALING ARTS**

IN THE MATTER OF )  
 )  
JEROLD D. ALBRIGHT, M.D. )  
Kansas License No. 04-13725 )  
\_\_\_\_\_ )

Case No. 91-00868

**ORDER MODIFYING STIPULATION AND AGREEMENT AND ENFORCEMENT ORDER**

COMES NOW, the Kansas State Board of Healing Arts ("Board") this 3rd day of June, 1994, sitting in Conference Proceeding to consider the Petition for Removal of Remaining Restrictions Upon Licensure filed May 31, 1994, offered by Dr. Jerold D. Albright, M.D., through his counsel of record, Mr. Larry Shoaf, Esq., of McDonald, Tinker, Skaer, Quinn and Herrington, P.A. Said Petition requests termination of the Stipulation and Agreement and Enforcement Order pertaining to the abovementioned matter filed April 19, 1993 in the offices of the Board. Dr. Albright appears personally and with counsel, Mr. Shoaf. The Board is represented by Mr. Kevin K. LaChance, Board Disciplinary Counsel.

After consideration of the petition, exhibits offered in support of the petition, the original Stipulation and Agreement and Enforcement Order, the monitoring reports, and suggestions of counsel, the Board finds as follows:

1. That Dr. Albright has to date complied with the requirements of the Stipulation and Agreement and Enforcement Order. The Board specifically notes that the monitoring reports

show an improvement in Dr. Albright's practice which would indicate a need for lesser restrictions of his license.

2. That Paragraph 6(c)(i) of the Stipulation and Agreement and Enforcement Order, as modified by the Order Modifying Stipulation and Agreement and Enforcement Order dated December 22, 1993, is hereby further modified in the following manner: Dr. Albright is to remain on monitoring for a period of at least one year on a quarterly basis with reports rendered to the Board. The quarters will consist of June through August, 1994, September through November, 1994, December 1994 through February, 1995, and March through May, 1995. The monitoring report for those periods shall be provided to the Board no later than the end of the month of the month following the monitoring period. If Dr. Albright requests termination of the monitoring requirements at the end of the one year period, the final report shall be provided to the Board prior to its June, 1995 Board meeting in order that the Board may consider this matter at the June, 1995 Board meeting (a date not yet determined). Further, that portion of the paragraph which states that Dr. Albright shall immediately surrender all hospital privileges in the State of Kansas is hereby terminated. Dr. Albright may seek privileges at Kansas hospitals without restriction of licensure in that particular respect.

3. The remaining portions of the Stipulation and Agreement and Enforcement Order remain in effect.

IT IS SO ORDERED.

KANSAS STATE BOARD OF HEALING ARTS

  
LAWRENCE T. BUENING, JR.  
EXECUTIVE DIRECTOR

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., Executive Director, Kansas State Board of Healing Arts, hereby certify that I served a true and correct copy of the attached **ORDER MODIFYING STIPULATION AND AGREEMENT AND ENFORCEMENT ORDER** by United States mail, first class, postage prepaid, on this 10<sup>th</sup> day of June, 1994, to the following:

Jerold D. Albright, M.D.  
940 N. Tyler, Suite 100  
Wichita, Kansas 67212

Mr. Larry Shoaf, Esq.  
McDonald, Tinker, Skaer, Quinn & Herrington, P.A.  
300 W. Douglas Avenue, Suite 500  
Wichita, Kansas 67202-2909

and a copy hand delivered to:

Kevin K. LaChance  
Disciplinary Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3068

  
Lawrence T. Buening, Jr.  
Executive Director