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

KS State Board of Healing Arts

In the Matter of)
YVROSE ARCHANGE, M.D.,)
)
Application for Licensure)
_____)

KSBHA Docket No. 10-HA00085

**ORDER DENYING RECONSIDERATION OF
FINAL ORDER DENYING APPLICATION FOR LICENSURE**

NOW on this 29th day of January, 2013, the Kansas State Board of Healing Arts (“Board”), by and through its Executive Director, Kathleen Selzler Lippert, a duly authorized Representative of the Board, in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, specifically, K.S.A. 77-529, and upon due consideration of the agency record and applicable statutes, and being otherwise duly advised in the premises makes the following determination upon Licensee’s request for reconsideration of the Board’s Final Order denying application for licensure entered in this matter on April 28, 2010:

1. On or about June 22, 2009, Yvrose Archange, M.D. (“Applicant”) submitted to the Board, an application for a license to practice medicine and surgery in the State of Kansas. Such application was deemed complete and filed with the Board on December 2, 2009.
2. On or about December 2, 2009, Respondent filed a Response to Applicant’s Application for Licensure, alleging Applicant committed fraud or misrepresentation in applying for an original license.
3. A conference hearing was scheduled for February 19, 2010, and Applicant was served with a notice of the same at Applicant’s last known address as provided to the Board.
4. The Board determined that it did not have sufficient information to grant Applicant’s Application for License to practice medicine and surgery and, therefore, tabled the

conference hearing for the next Board Meeting, scheduled to take on April 16, 2010, and further ordered Applicant to appear in person. Applicant was served with a notice of the same at Applicant's last known address as provided to the Board.

5. Applicant failed to appear at the April 16, 2010, conference hearing concerning her Application for licensure to practice medicine and surgery in the State of Kansas.

6. Pursuant to K.S.A. 77-516 and K.S.A. 77-520, Applicant was found to be in default for her failure to appear at such conference hearing.

7. On or about April 28, 2010, the Board issued a Final Order denying Applicant's Application for a license to practice medicine and surgery in the State of Kansas, and further notifying Applicant of her right to petition for judicial review of the final order within 30 days of service.

8. On or about January 14, 2013, the Board received a request from Applicant entitled, "Request to Reverse Final Order" which requested that the Board "remove" the Final Order from her record and "to clear the report from the National Practitioner Data Bank." The Board construes Applicant's request to be a petition for reconsideration of the Final Order denying Applicant's application.

9. Pursuant to K.S.A. 77-529, Applicant had 15 days after service of the Final Order to file a petition for reconsideration with the agency.

10. Pursuant to K.S.A. 77-613, Applicant had 30 days after service of the Final Order to file a petition for judicial review of the agency action in District Court.

11. Based on Applicant's request falling outside of the allowed timeframe in K.S.A. 77-529 to petition the agency for reconsideration, the Board lacks jurisdiction to reconsider its Final Order.

IT IS THEREFORE ORDERED BY THE KANSAS STATE BOARD OF HEALING ARTS that Applicant's request for reconsideration is hereby **DENIED** for lack of jurisdiction by the agency.

IT IS SO ORDERED THIS 20th DAY OF JANUARY, 2013, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


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

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on this 29th day of January, 2013, a true and correct copy of the above and foregoing **ORDER DENYING RECONSIDERATION OF FINAL ORDER DENYING APPLICATION FOR LICENSURE** was served by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to the following:

Yvrose Archange, M.D.
4849 Lake Worth Road
Greenacres, FL 33463

And a copy was hand-delivered to:

Stacy R. Bond, Associate Litigation 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.


Cathy Brown
Executive Assistant