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KS State Board of Healing Arts

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

In the Matter of)
Justin D. Barker, LRT)
)
Application for Kansas Licensure)
_____)

KSBHA Docket No. 12-HA00008

**FINAL ORDER APPROVING LICENSE TO PRACTICE
RADIOLOGIC TECHNOLOGY PROCEDURES**

NOW on this 12th day of August 2011, comes before the Kansas State Board of Healing Arts ("Board") the application of Justin D. Barker ("Applicant") for licensure to engage in the practice of radiologic technology in the State of Kansas. Licensee appears *pro se*. Lori Dougherty, Associate Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to Board by K.S.A. 65-7301 *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 Final Order in the above-captioned matter. After reviewing the file, hearing the statements and arguments of both parties and being otherwise duly advised in the premises, the Board makes the following findings of fact, conclusions and order:

I. Findings of Fact

1. On or about June 23, 2011, Applicant submitted to the Board an application for a license to practice radiologic technology in the State of Kansas.
2. Applicant's most recent mailing address as provided to the Board is: confidential
confidential Kansas City, Missouri 64151.
3. Applicant is not able to provide the Board with an official transcript evidencing satisfactory completion of a course of study in radiography, radiation therapy or nuclear medicine technology.

4. Applicant provided the Board with an unofficial transcript of his education from the Radiology Program at the Academy of Health Science, at Fort Sam Houston. The unofficial transcript was received from the Army/American Council on Education Registry Transcript System (AARTS).

5. Applicant does not maintain a current license as a Radiologic Technician in any state.

6. Applicant has practiced as a Radiologic Technologist in the United States Army since March of 2005, which does not require state licensure.

7. Applicant is registered with the American Registry of Radiologic Technologists and is in good standing.

II. Applicable Law

a. K.S.A. 77-501 et seq. – Kansas Administrative Procedure Act

b. K.S.A. 65-7301 et seq. – Radiologic Technologists Practice Act

III. Conclusions of Law


Applicant has provided the Board with satisfactory evidence of having met all requirements for Licensure as a Radiologic Technologist in the State of Kansas.

IV. Order


IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Applicant has satisfied all requirements for Licensure as a Radiologic Technologist in Kansas, and that Applicant's application for licensure to practice Radiologic Technology in Kansas is hereby granted.

IT IS FURTHER ORDERED that the Board shall maintain jurisdiction over this matter to issue any future order(s) deemed necessary and appropriate

IT IS SO ORDERED THIS 31st DAY OF Aug, 2011, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


Kathleen Selzler Lippert
Executive Director
Kansas State Board of Healing Arts

Prepared and Approved by:


Randy E. Stookey, #21885
Assistant General Counsel
Kansas State Board of Healing Arts

NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service, and service of a Final Order is complete upon mailing. Pursuant to K.S.A. 77-529, Licensee may petition the Board for Reconsideration of a Final Order within fifteen (15) days following service of the final order. Additionally, 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, the Board's Executive Director, at 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing Final Order was served this 1st day of September, 2011 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Justin Barker, LRT
confidential
Kansas City, MO 64151

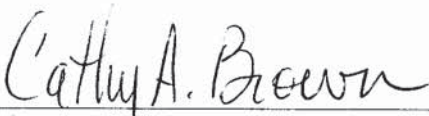
And a copy was hand-delivered to the following:

Reese Hays, Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

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

The original was filed with the office of:

Kathleen Selzler Lippert, Executive Director
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612



Cathy Brown
Executive Assistant