

FILED *CRB*  
OCT 18 2010  
KS State Board of Healing Arts

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

**In the Matter of** )  
**Christian Basque, M.D.** )  
 )  
**Application for Licensure** )  
 )  
\_\_\_\_\_ )

Docket No. 11-HA00032

**FINAL ORDER**  
**(Pursuant to K.S.A. 77-501 et seq. )**

Pursuant to the authority granted to the Kansas State Board of Healing Arts (“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 Final Order in the above-captioned matter.

**I. Findings of Fact**

The Board has been shown the following facts:

1. Christian Basque, M.D. (“Applicant”) 8513 Rosehill Rd., Lenexa, Kansas 66215, submitted an Application for Postgraduate Permit (“Application”) in the State of Kansas on September 14, 2010.
2. Applicant is a graduate of the American University of Antigua School of Medicine (“American University”).
3. American University is not a medical school approved by the Board pursuant to K.S.A. 65-2873.
4. American University has been in operation since 2004 and does not meet the fifteen (15) year requirement of K.S.A. 65-2873.
5. Applicant submitted a letter on September 8, 2010 requesting a hearing on a waiver of the postgraduate medical license requirements.

## **II. Applicable Law**

- a. K.S.A. 65-2801
- b. K.S.A. 65-2873

## **III. Policy Statement**

The public policy of regulating the practice of healing arts in the State of Kansas is set forth in K.S.A. 65-2801:

Recognizing that the practice of the healing arts is a privilege granted by legislative authority and is not a natural right of individuals, it is deemed necessary as a matter of policy in the interests of public health, safety and welfare, to provide laws and provisions covering the granting of that privilege and its subsequent use, control and regulation to the end that the public shall be properly protected against unprofessional, improper, unauthorized and unqualified practice of the healing arts and from unprofessional conduct by persons licensed to practice under this act.

## **IV. Conclusions of Law**

Based upon the Findings of Fact enumerated in Paragraphs #1 through #5, the Applicable Law and the Policy Statement set forth above:

### **THE BOARD HEREBY CONCLUDES AS FOLLOWS:**

- 6. Applicant submitted an Application for postgraduate permit on September 14, 2010.
- 7. Applicant is a graduate of American University of Antigua School of Medicine.
- 8. American University is not a Board approved school of medicine.
- 9. American University has not been in operation for fifteen (15) years to allow Applicant to be eligible for licensure pursuant to K.S.A. 65-2873.

**IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS:**

10. Applicant's application for postgraduate permit is hereby **DENIED**.
11. The Board shall maintain jurisdiction over this matter to issue any Order(s) deemed necessary and appropriate.

**IT IS SO ORDERED THIS 18 DAY OF Oct, 2010, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**

  
Kathleen Selzler Lippert  
Executive Director  
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. 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 235 SW Topeka Blvd., Topeka, KS 66603.

**CERTIFICATE OF SERVICE**

I, hereby certify that a true copy of the foregoing Final Order was served this 18<sup>th</sup> day of October, 2010 by depositing the same in the United States Mail, first-class postage prepaid and addressed to:

Christian Basque, M.D.  
8513 Rosehill Rd.  
Lenexa, KS 66215

Christian Basque, M.D.  
Kansas University Medical Center  
3901 Rainbow Blvd.  
Kansas City, KS 66160

And a copy was hand delivered to the office of:

Julia Mowers, Associate Litigation Counsel  
Kansas State Board of Healing Arts  
235 SW Topeka Blvd.  
Topeka, Kansas 66603

The original filed with:

Kathleen Selzler Lippert, Executive Director  
Kansas State Board of Healing Arts  
235 SW Topeka Blvd.  
Topeka, KS 66603

  
\_\_\_\_\_  
Cathy A. Brown  
Executive Assistant