

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

FILED

FEB 29 2008

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KS State Board of Healing Arts

In the Matter of )

**ROBERT BATTMER, M.D.** )

Kansas License No. 04-20630 )

) Docket No. 06-HA-00084

**FINAL ORDER FOLLOWING CONFERENCE HEARING**

NOW, on this 23rd day of February, 2008, comes on for conference hearing before the Kansas State Board of Healing ("Board") the request filed by Robert Battmer, M.D. ("Licensee") to terminate the practice monitoring **(Confidential)** requirements imposed by the Consent Order filed December 19, 2006. Licensee appears in person and with counsel, Thomas E. Beall, Topeka, Kansas. Kelli J. Stevens, Litigation Counsel, appears for the Board.

After reviewing the file, hearing the statements of the parties, and being duly advised in the premises, the Board finds, concludes and orders as follows:

1. On December 15, 2006, Licensee entered into a Consent Order that was approved by the Board and was filed December 19, 2006.

2. In the Consent Order, Licensee agreed to a number of items including the suspension of his license for a period of five consecutive days, monitoring of his practice by a Board-approved practice monitor, requiring a chaperone present for all physical/intimate examinations of patients, not seeking reinstatement of his DEA registration to prescribe narcotic medications, **(Confidential)**

**(Confidential)**

3. During the course of the hearing, Licensee requested that the request to terminate practice monitoring and **(Confidential)** requested be amended to request termination of all requirements imposed by the Consent Order.

4. Licensee has successfully completed the conditions imposed upon him and has met all the requirements imposed by the Consent Order.

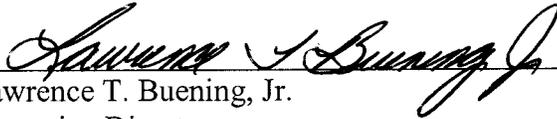
4. The Consent Order and the requirements imposed upon Licensee by such Order should be terminated.

**IT IS THEREFORE ORDERED** that Licensee's request to terminate requirements imposed by the Consent Order filed December 19, 2006, should be granted and the Consent Order should have no further force or effect.

**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 District Court as authorized under the Kansas Act for Judicial Review and Civil Enforcement of Agency Actions, K.S.A. 77-601 *et seq.* A petition for judicial review is not timely unless filed within 30 days following service of the Final Order. A copy of any such petition must be served upon the Board addressed to the Executive Director, 235 S. Topeka Boulevard, Topeka, Kansas 66603. A request for reconsideration is not a prerequisite to judicial review.

DATED this 29<sup>th</sup> day of February, 2008.

**KANSAS STATE BOARD OF HEALING ARTS**

  
\_\_\_\_\_  
Lawrence T. Buening, Jr.  
Executive Director

**CERTIFICATE OF SERVICE**

I, do hereby certify that on the 29<sup>th</sup> day of February, 2008, a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid, to the following:

Robert Battmer, M.D.  
3700 W. 83<sup>rd</sup> Street  
Prairie Village, KS 66208

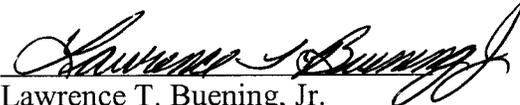
and

Thomas E. Beall, Attorney at Law  
PO Box 3555  
Topeka, KS 66601-3555

and a copy hand delivered to the office of:

Kelli J. Stevens, Litigation Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, KS 66603

and the original filed with the office of the Executive Director.

  
Lawrence T. Buening, Jr.  
Executive Director  
(785) 296-3680