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

FILED

		1 CD 2 2 2010
In the Matter of	)	KS Store on AM
R. Larry Beamer, M.D.	í	KS State Board of Healing Arts
Kansas License No. 04-18698	)	Arts
	)	Docket No.10-HA00089

## **JOURNAL ENTRY APPROVING PRACTICE MONITOR**

NOW on this  $M^{**}$  day of February, 2010, comes on before Nancy Welsh, M.D., the designated Board member appointed to approve, the request of Licensee and the Board for approval of Robert W. Bingaman, M.D. as a physician monitor pursuant to the terms of the Consent Order Licensee previously entered into with the Board. After reviewing the agency record, hearing the statements of the parties and otherwise being fully advised in the premises, Dr. Welsh finds that Robert W. Bingaman, M.D. is approved to serve as a practice monitor in this matter.

IT IS SO ORDERED.

Dated this 19th day of February, 2010.

KANSAS STATE BOARD OF HEALING ARTS

Nancy J. Welsh, M.D.

**Board Member** 

Prepared by:

Kelli J. Stevens, #16032 Interim Litigation Counsel Kansas State Board of Healing Arts 235 S. Topeka Boulevard Topeka, Kansas 66603-3068

(785) 296-7413 Attorney for Board

### **CERTIFICATE OF SERVICE**

I, hereby certify that I served a true and correct copy of the JOURNAL ENTRY

APPROVING PRACTICE MONITOR via U.S. Mail, first-class, postage prepaid on the 22nd day of February, 2010 and to the following:

James Z. Hernandez Woodward, Hernandez, Roth & Day, L.L.C. Emprise Bank Center, Suite 300 257 North Broadway, P.O. Box 127 Wichita, Kansas 67201-0125

and a copy was hand-delivered to:

Kelli J. Stevens Interim Litigation Counsel Kansas State Board of Healing Arts 235 S. Topeka Boulevard Topeka, Kansas 66603-3068

Melissa Massey Compliance Coordinator Kansas State Board of Healing Arts 235 S. Topeka Boulevard Topeka, Kansas 66603-3068

and the original was filed with the office of:

Kathleen Selzler Lippert Acting Executive Director Kansas State Board of Healing Arts 235 S. Topeka Boulevard Topeka, Kansas 66603-3068

Signature

FILED CAN FEB 2 & 2010

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

KS State Board of Hearing Arts

In the Matter of R. LARRY BEAMER, M.D.,	} }	
Kansas License No. 04-18698	; } }	Docket No. 10-HA-00089

### FINAL ORDER

NOW this February 19, 2010 the above captioned matter comes before the Kansas State Board of Healing Arts ("Board") on the Motion of the respondent to Lift Probation. The petitioner appears by and through Kelli Stevens, Litigation Counsel. The respondent appears by and through Matthew P. Sorochty. There are no other appearances. The Board, after hearing the statements of counsel, having reviewed the file and being duly apprised of the Premises finds and concludes as follows:

- 1. The members of the disciplinary panel, consisting of Drs. Counselman, Leinwetter and Templeton, recuse themselves from proceedings in this matter. Dr. Soria recuses herself from hearing this matter
- 2. On December 21, 2009 the Board filed a Consent Order on probation for one year.

#### FINDINGS OF FACT

- 1. The respondent had contracted with the TriCare network to provide patient services to TriCare's insureds.
- 2. The TriCare network has cancelled its contract with the respondent because of the term "probation" was part of the Board's Order.

3. The respondent has been disqualified from seeing patients who are insured

by the TriCare network because of the term "probation" in the Board's Order.

CONCLUSIONS OF LAW

1. The respondent shall remain on probation.

2. The respondent shall abide by the remaining terms of the Final Order

dated October 1, 2009.

The respondent's Motion to Lift Probation is hereby DENIED. The respondent

shall follow the remaining terms of the Final Order dated December 29, 2009.

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 Acting Executive Director, at 235 SW Topeka Blvd., Topeka, KS

66603.

IT IS SO ORDERED.

DATE: February 26, 2010.

KANSAS STATE BOARD OF

**HEALING ARTS** 

Acting Executive Director

Kansas State Board of Healing Arts

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### CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing FINAL ORDER was served by depositing the same in the United States mail, first-class postage prepaid, this day of February, 2010, addressed to:

Cathy A. Brown

Matthew P. Sorochty Woodard, Hernandez, Roth and Day, LLC Emprise Bank Center, Suite 300 257 North Broadway, Box 127 Wichita, KS 67201-0125

Kelli Stevens Litigation Counsel 235 SW Topeka Blvd. Topeka, KS 66603-3068 And the original was filed with

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