

**EFFECTIVE AS A  
FINAL ORDER**

DATE: 1/9/14

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

**FILED**  
DEC 20 2013 *CAD*

**KS State Board of Healing Arts**

<b>In the Matter of</b>	)	
	)	<b>KSBHA Docket No. 14-HA00076</b>
<b>DAVID T. BECKLEY, D.C.</b>	)	
<b>Kansas License No. 01-03615</b>	)	<b>OAH Docket No.</b>
_____	)	

**SUMMARY ORDER**

NOW ON THIS 20<sup>th</sup> day of December, 2013, this matter comes before Kathleen Selzler Lippert, Executive Director, Kansas State Board of Healing Arts ("Board"), in summary proceedings pursuant to K.S.A 77-537.

Pursuant to K.S.A 77-542, this Summary Order shall become effective as a Final Order, without further notice, if no written request for hearing is made within fifteen (15) days of service.

Upon review of the agency record and being duly advised in the premises, the following findings of fact, conclusions of law, and order are made for and on behalf of the Board:

1. David T. Beckley, D.C. ("Licensee") was originally issued license number 01-03615 to practice chiropractic in the state of Kansas on June 19, 1982. Licensee's current license designation is active, and such license was last renewed on or about January 1, 2013.
2. Licensee's last known mailing address to the Board is **Confidential** Topeka, Kansas 66614.
3. On or about May 14, 2013, Petitioner filed a Motion for **Confidential** **Confidential** Pursuant to K.S.A. 65-2836(i) and Request for Hearing on behalf of the Board.

4. On July 9, 2013, the Office of Administrative Hearings conducted a hearing to determine **Confidential** Licensee failed to appear at the hearing after being properly notified pursuant to K.A.R. 77-518. Petitioner proffered evidence in support of the Motion for **Confidential Confidential** Pursuant to K.S.A. 65-2836(i) and Request for a Hearing filed on May 14, 2013.
5. On or about July 16, 2013, the Presiding Officer issued a Proposed Default Order and an Initial Order, in which he found **Confidential** that Licensee was unable to practice the healing arts with reasonable skill and safety; and therefore, ordered Licensee **Confidential** by July 18, 2013, to determine if **Confidential** rendered him unable to practice with reasonable skill and safety. **Confidential Confidential**
6. On August 12, 2013, the Default Order and Initial Order became a Final Order of the Board. The Final Order was filed with the Board on December 11, 2013.
7. K.S.A. 65-2836 of the Kansas Healing Arts Act states in pertinent part:  
A licensee's license may be revoked, suspended or limited, or the licensee may be publicly or privately censured or placed under probationary conditions, or an application for a license or for reinstatement of a license may be denied upon a finding of the existence of any of the following grounds:  
(k) Licensee has violated an order of the Board.
8. Licensee violated K.S.A. 65-2836(k) when he failed to **Confidential Confidential** as ordered by the Board. As of December 12, 2013, Licensee has not completed **Confidential** as ordered.

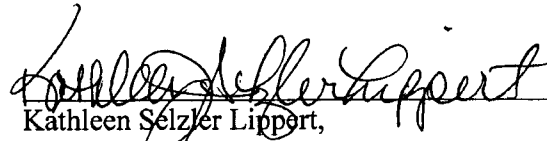
9. The sanction of indefinite suspension is within the scope of The Board of Healing Arts of the State of Kansas Guidelines for the Imposition of Disciplinary Sanctions for the violations set forth above.

**IT IS, THEREFORE, ORDERED** that Licensee's license is hereby **INDEFINITELY SUSPENDED** for violations of the Kansas Healing Arts Act.

**PLEASE TAKE NOTICE** that upon becoming effective as a Final Order, this document shall be deemed a public record and be reported to any reporting entities authorized to receive such disclosure.

Dated this 20<sup>th</sup> day of December, 2013.

**KANSAS STATE BOARD OF HEALING ARTS**

  
Kathleen Selzler Lippert,  
Executive Director

## **FINAL ORDER 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, Executive Director, Kansas Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true copy of the foregoing **FINAL ORDER** was served this 9<sup>th</sup> day of January, 2014 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

David T. Beckley, DC  
**Confidential**  
Topeka, KS 66614

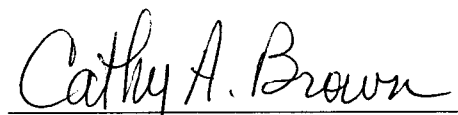
And a copy was hand-delivered to:

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

Seth K. Brackman, Associate Litigation Counsel  
Reese H. Hays, Litigation Counsel  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Office of the General 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.

  
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Cathy Brown, Executive Assistant