

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FILED *CAB*

APR 26 2010

KS State Board of Healing Arts

In the Matter of	}	
	}	
Ethan E. Bickelhaupt, M.D.	}	Docket No.: ¹⁰⁻ K -HA-00112
Kansas License No. 04-18225	}	
_____	}	

JOURNAL ENTRY

NOW this 29th day of April, 2010 the above captioned matter comes before the Kansas State Board of Healing Arts, Carolina Soria, D.O. presiding, on the petitioner's Motion to allow the emergency suspension issued on February 23, 2010 to remain in effect. The Board appears by and through Stacy R. Bond, Associate Litigation Counsel. The respondent, Ethan Bickelhaupt, appears in person, pro se. There are no other appearances. The Presiding Officer, after review of the files, hearing the arguments or counsel and the statements of the respondent and being duly apprised of the premises finds and concludes as follows:

1. The respondent has been charged in the United States District Court for the District of Kansas with the crime of prescribing, distributing, dispensing or possessing with the intent to distribute or dispense controlled substances or dispense a controlled substance by a practitioner in violation of Title 21, U.S.C. 841(a)(1).
2. The respondent pleaded guilty to the charges contained in paragraph 1 above.
3. The respondent has been charged in the United States District Court for the District of Kansas with the crime of acquiring or obtaining a controlled substance by

misrepresentation, fraud, forgery, deception or subterfuge in violation of Title 21 U.S.C. 843(a)(3) and (d).

4. The respondent pleaded guilty to the charges contained in paragraph 3 above.

5. The Presiding Officer takes Administrative Notice of the fact the respondent was issued a limited license to practice medicine and surgery through the proceedings In the Matter of Ethan Bickelhaupt, Docket No. 08-HA-40.

6. The Presiding Officer takes Administrative Notice of the proceedings taken In the Matter of Ethan Bickelhaupt, Docket No. 07-HA-107.

7. The Licensee has committed an act of unprofessional or dishonorable conduct or professional incompetency in violation of K.S.A. 65-2836(b) as defined by K.S.A. 65-2836(q).

8. The Licensee has been convicted of a felony whether or not related to the practice of the healing arts in violation of K.S.A. 65-2836(c). The Licensee will be sentenced in July, 2010.

9. The Licensee has prescribed, sold, administered, distributed or given a controlled substance to a person for other than medically accepted or lawful purposes in violation of K.S.A. 65-2836(p).

10. The continued practice of medicine by the licensee will place the health, safety and welfare of the general public in immediate danger.

11. The Board has the power to revoke, suspend, censure, fine or otherwise limit a Licensee's license to practice medicine pursuant to K.S.A. 65-2836.

12. The Kansas Administrative Procedures Act, K.S.A. 77-536, allows the Board to issue emergency orders to protect the public from an immediate danger to the public health, safety or welfare.

13. The Board issued an emergency order on February 23, 2010 to protect the public's health, safety and welfare.

14. The Presiding Officer finds that the Licensee, Ethan Bickelhaupt's, continued practice of medicine constitutes an immediate danger to the public health, safety and welfare.

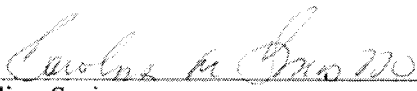
15. The Presiding Officer concludes that the Licensee's license to practice medicine and surgery shall remain suspended until further order of the Board.

IT IS THEREFORE, ORDERED, that the license of Ethan E. Bickelhaupt, M.D. to practice medicine and surgery remains to be suspended until further order of the Board.

IT IS FURTHER ORDERED, that the Emergency *Ex Parte* Order of Suspension and Protective Order entered by the Board on February 23, 2010 shall remain in effect until further order of the Board.

IT IS SO ORDERED.

KANSAS STATE BOARD OF HEALING ARTS



Carolina Soria
Presiding Officer

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I served a true and correct copy of the Journal Entry by United States mail, postage prepaid, on this 30th day of April, 2010, to the following:

Ethan E. Bickelhaupt, M.D.
2909 N. Sheridan Rd., Ste. 1512
Chicago, IL 60657

And a copy was hand-delivered to:

Stacy R. Bond
Kansas State Board of Healing Arts
235 SW Topeka Blvd.
Topeka, KS 66603

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

