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OCT 23 2009

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

KS State Board of Healing Arts

In the Matter of )  
JAMES T. BIRCH, M.D. )  
Kansas License No. 04-32538 )

Docket No. 07-HA00108

FINAL ORDER

NOW THIS 16<sup>TH</sup> day of October, 2009, the above captioned matter comes before the Kansas State Board of Healing Arts on the petition of James T. Birch, M.D. to terminate Licensee's probation that was entered by the Board on June 16, 2009. The licensee appears *pro se*. Board staff appears by and through Kelli Stevens, Associate Litigation Counsel. There are no other appearances. The Board, being duly apprised of the premises finds as follows:

1. On June 11, 2007 the Licensee and the Board entered into a Consent Order wherein the Licensee agreed to monitoring.
2. The Licensee has successfully completed monitoring.
3. Board Staff does not object to the termination of the Licensee's monitoring.



WHEREFORE, the Licensee's monitoring based upon the Consent Order entered into with the Board on June 11, 2007 is terminated.

**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 Michael Beezeley, the Board's Chair, at 235 SW Topeka Blvd., Topeka, KS 66603.

IT IS SO ORDERED.

Dated this 23<sup>rd</sup> day of October, 2009

  
Michael Beezeley, Chair   
Kansas State Board of Healing Arts  
235 SW Topeka Blvd.  
Topeka, KS 66603-3068  
785/296-3680

#### CERTIFICATE OF SERVICE

I, hereby certify that a true copy of the foregoing Final Order was served this 23<sup>rd</sup> day of October, 2009 by depositing the same in the United States Mail, first-class postage prepaid and addressed to:

James Birch, MD  
3901 Rainbow Blvd  
MS-1005, Suite 220B  
Kansas City, KS 66109

And a copy hand delivered to:

Kelli Stevens  
Associate Litigation Counsel  
Kansas State Board of Healing Arts  
235 SW Topeka Blvd.  
Topeka, KS 66603

Mellissa Massey  
Compliance Coordinator  
Kansas State Board of Healing Arts  
235 SW Topeka Blvd.  
Topeka, KS 66603

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

*Cathy H. Brown*

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