

BEFORE THE BOARD OF HEALING ARTS OF THE STATE OF KANSAS

KS State Board of Healing Arts

In the Matter of )
JANA R. BRONFMAN, D.O. )
Kansas License No.: 05-22779 )

KSBHA Docket No. 12-HA00077

JOURNAL ENTRY

COMES NOW the Kansas State Board of Healing Arts ("Board"), by and through its Executive Director, Kathleen Selzler Lippert, in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 et seq., as amended, and upon due consideration of the agency record and the applicable statutes and otherwise being duly advised in the premises, makes the following determinations:

1. Janna R. Bronfman ("Licensee") is licensed to engage in the practice of osteopathic medicine and surgery in the State of Kansas, having been issued License No. 05-22779 on approximately June 16, 1989.

2. Licensee's last known mailing address provided to the Board is Confidential Confidential Kansas City, MO 64152.

3. On or about April 30, 2012, a Petition was filed with the Board seeking disciplinary action against Licensee's license to practice osteopathic medicine and surgery in the State of Kansas alleging that Licensee had the inability to practice the healing arts with reasonable skill and safety Confidential

4. On or about April 30, 2012, an Ex Parte Emergency Order of Temporary Suspension of License and Protective Order was issued by Presiding Officer, M. Myron Leinwetter, D.O., based upon his findings that Licensee's continuation in practice constituted an

imminent danger to the public health, safety, or welfare, due to the Licensee's inability to practice with reasonable skill and safety to patients **Confidential**

5. A conference hearing on the Emergency Temporary Suspension and **Confidential**  
**Confidential** was noticed for May 3, 2012, at the office of the Kansas State Board of Healing Arts, and sent to Licensee's last known mailing address.

6. Licensee requested a continuance of the Emergency Hearing, and an Order was filed by the Presiding Officer on or about May 9, 2012, granting the same.

7. On or about May 30, 2012, a Notice of Conference Hearing was issued to Licensee, and another on or about June 6, 2012, to both Licensee and Licensee's attorney, informing the parties of a Conference Hearing scheduled to take place on June 22, 2012, was to approve or deny Petitioner's Petition for Discipline.

8. At the June 22, 2012, Board Meeting, the matter was continued because the parties were in settlement negotiations.

9. When settlement negotiations were unsuccessful, Petitioner filed a motion requesting a conference hearing on the Petition.

10. On or about September 28, 2012, a Notice of Conference Hearing was issued and sent to Licensee's mailing address via United States Mail, first-class postage prepaid.

11. The Notice stated that the conference hearing would be held on October 19, 2012, at 11:30 a.m., or soon thereafter, at the offices of the Kansas State Board of Healing Arts.

12. Licensee failed to appear at the October 19, 2012, conference hearing.

13. Pursuant to K.S.A. 77-516 and K.S.A. 77-520, Licensee was in default for her failure to appear at the conference hearing on October 19, 2012. As such, upon review of the agency record and after being fully advised regarding the matter, the Board found and concluded

that the allegations against Licensee, as stated in the Petition, were deemed undisputed. The Board further found and concluded that there are grounds to revoke Dr. Bronfman's license to practice osteopathic medicine and surgery in the State of Kansas pursuant to K.S.A. 65-2836(i).

14. On November 14, 2012, a Proposed Default Order was issued against Licensee and copies of the Proposed Default Order were mailed to Licensee's last known address by United States Mail, first-class postage prepaid.

15. Pursuant to K.S.A. 77-520, the Proposed Default Order notified Licensee that the order would become effective as a Final Order of the Board seven (7) calendar days following service of the order, unless within that seven (7) day period Licensee filed a written motion with the Board requesting that the proposed default order be vacated.

16. Licensee failed to file a Motion to Vacate the Proposed Default Order within the seven (7) day period following service of the order.

17. Pursuant to K.S.A. 77-520 and 77-531, the Proposed Default Order became effective as a Final Order on November 26, 2012, and Licensee's license to practice osteopathic medicine and surgery in the State of Kansas was **REVOKED**.

**IT IS SO ORDERED THIS 6<sup>th</sup> DAY OF December, 2012, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**

  
Kathleen Selzler Lippert, Executive Director  
Kansas State Board of Healing Arts

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing **JOURNAL ENTRY** was served this 6<sup>th</sup> day of December, 2012, by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Jana R. Bronfman, D.O.  
**Confidential**  
Kansas City, MO 64152

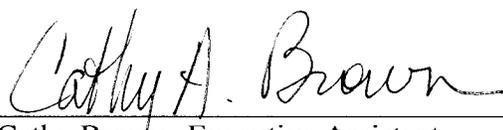
And a copy was hand-delivered to:

Jessica A. Bryson, Associate Litigation Counsel  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Katy Lenahan, Licensing Administrator  
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:

Kathleen Selzler Lippert, Executive Director  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

  
\_\_\_\_\_  
Cathy Brown, Executive Assistant



FILED

*Handwritten initials*

NOV 14 2012

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

KS State Board of Healing Arts

**In the Matter of** )  
**JANA R. BRONFMAN, D.O.** )  
 )  
**Kansas License No.: 05-22779** )  
\_\_\_\_\_ )

**KSBHA Docket No. 12-HA00077**

**PROPOSED DEFAULT ORDER REVOKING LICENSURE**

NOW on this 19<sup>th</sup> day of October 2012, comes before the Kansas State Board of Healing Arts (“Board”) the Board’s Petition seeking action against Jana R. Bronfman, D.O.’s (“Licensee”) license to practice osteopathic medicine and surgery in the State of Kansas. Jessica A Bryson, Associate Litigation Counsel, appears on behalf of the Petitioner Board. Licensee fails to appear.

Pursuant to the authority granted to the Board by the Kansas Healing Arts Act, K.S.A. 65-2801, *et seq.* and in accordance with the provisions of the Kansas Administrative Procedure Act K.S.A. 77-501, *et seq.*, the Board hereby enters this Proposed Default Order Revoking Licensure in the above-captioned matter. After reviewing the agency record, hearing the arguments of the Associate Litigation Counsel, and being otherwise duly advised in the premises, the Board makes the following finding, conclusions and order:

1. Licensee is licensed to engage in the practice of osteopathic medicine and surgery in the State of Kansas, having been issued License No. 05-22779 on approximately June 16, 1989.
2. On or about August 31, 2011, Licensee submitted an application online to renew her license to practice osteopathic medicine and surgery in the State of Kansas in exempt status.

3. On her renewal application, Licensee disclosed that she has had an investigation or allegations, complaints or charges concerning her made to any licensing agency or state government agency.

4. Upon seeking more information in response to her disclosure, Board investigators found inconsistencies in responses from Licensee, and further discovered **Confidential** that Licensee failed to disclose.

**Confidential**

**Confidential**

7. On or about April 30, 2012, a Petition was filed seeking disciplinary action against Licensee's license to practice osteopathic medicine and surgery in the State of Kansas for the inability to practice the healing arts with reasonable skill and safety **Confidential**

**Confidential**

8. On or about April 30, 2012, an Ex Parte Emergency Order of Temporary Suspension of License and Protective Order was issued by Presiding Officer, M. Myron Leinwetter, D.O., based upon his findings that Licensee's license constituted an imminent danger to the public health, safety, or welfare, due to the Licensee's inability to practice with reasonable skill and safety to patients **Confidential**

9. A conference hearing on Emergency Temporary Suspension and **Confidential**  
**Confidential** was noticed for May 3, 2012, at the office of the Kansas State Board of Healing Arts, and sent to Licensee's last known mailing address.

10. Licensee requested a continuance of the Emergency Hearing, and an Order was filed by the Presiding Officer on or about May 9, 2012, granting the same.

11. On or about May 30, 2012, a Notice of Conference Hearing was issued to Licensee, and another on or about June 6, 2012, to both Licensee and Licensee's attorney, informing the parties of a Conference Hearing scheduled to take place on June 22, 2012, was to approve or deny Petitioner's Petition for Discipline.

12. At the June 22, 2012, Board Meeting, the matter was continued because the parties were in settlement negotiations.

13. When settlement negotiations were unsuccessful, Petitioner filed a motion requesting a conference hearing on the Petition.

14. On or about September 28, 2012, a Notice of Conference Hearing was issued and sent to Licensee's mailing address via United States Mail, first-class postage prepaid.

15. The Notice stated that the conference hearing would be held on October 19, 2012, at 11:30 a.m., or soon thereafter, at the offices of the Kansas State Board of Healing Arts.

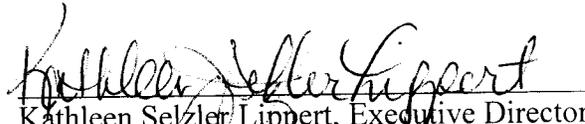
16. Licensee failed to appear at the October 19, 2012, conference hearing and is, therefore, in default.

17. The Board finds that the allegations contained in the Petition are deemed to be undisputed.

18. The Board finds there are grounds to revoke Dr. Bronfman's license to practice osteopathic medicine and surgery in the State of Kansas pursuant to K.S.A. 65-2836(i).

**IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS** that Licensee's license, No. 05-22779, to practice osteopathic medicine and surgery in the State of Kansas is hereby REVOKED.

**IT IS SO ORDERED THIS 13<sup>th</sup> DAY OF NOVEMBER, 2012, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**

  
Kathleen Selzler Lippert, Executive Director  
Kansas State Board of Healing Arts

**NOTICE OF RIGHTS**

**PLEASE TAKE NOTICE** that this is a Proposed Default Order. This order will become effective as a Final Order of the Board seven (7) calendar days following service of this order, as indicated in attached the Certificate of Service, unless within that seven (7) day period Licensee files a written motion requesting that the proposed default order be vacated and stating the grounds relied upon. Any such motion must be filed with Kathleen Selzler Lippert, the Executive Director, Kansas State 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 and correct copy of the above and foregoing **PROPOSED DEFAULT ORDER REVOKING LICENSURE** was served on this 14<sup>th</sup> day of November 2012, by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Jana R. Bronfman, D.O.  
**Confidential**  
Kansas City, MO 64152

And a copy was hand-delivered to:

Jessica A. Bryson, Litigation Counsel  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

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

The original was filed with the office of the Executive Director.

  
\_\_\_\_\_  
Cathy Brown, Executive Assistant