

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FILED

AUG 11 1993

In the Matter of)
)
OLDRICH V. BUBENIK, M.D.)
License No. 4-21097)
_____)

**KANSAS STATE BOARD OF
HEALING ARTS**

ORDER OF RETROACTIVE REINSTATEMENT OF LICENSE

NOW, on this 7th day of August, 1993, comes on for consideration before the Kansas State Board of Healing Arts (hereafter "Board"), sitting as a whole as Presiding Officer in a Conference Proceeding pursuant to the provisions of K.S.A. 77-533, the request of Oldrich V. Bubenik, M.D., (hereafter "Licensee") for retroactive reinstatement of license. Licensee did not appear.

After reviewing the request and being otherwise duly advised in the premises, the Board finds as follows:

1. On July 23, 1991, Licensee renewed his license which was originally issued on December 6, 1985, pursuant to K.S.A. 65-2809(a).
2. Said license was cancelled for non-renewal on August 17, 1992.
3. Pursuant to Board records, Licensee applied for reinstatement on January 19, 1993.
4. The application for reinstatement was deemed complete on April 15, 1993, and the license of Licensee was reinstated effective that date.

5. From August 17, 1992 until April 15, 1993, Licensee maintained professional liability insurance in compliance with Kansas law and had the required continuing education necessary to qualify for reinstatement.

6. By letter received May 26, 1993, Licensee requested that the Board retroactively reinstate his license to practice medicine and surgery to August 17, 1992.

7. The failure of Licensee to renew his license and the cancellation of such license on August 17, 1992 was due to the inadvertency and mistake of Licensee.

IT IS THEREFORE BY THE BOARD ORDERED as follows:

A. That the findings here and above made be and the same are made the Order of the Board.

B. That license number 4-21097 issued under K.S.A. 65-2831 to Oldrich V. Bubenik, M.D. and originally reinstated April 15, 1993, be retroactively reinstated to August 17, 1992 to reflect that Licensee has continuously held a current license from and since August 17, 1992.

C. That as a condition of the aforementioned retroactive reinstatement of license, an administrative fine in the amount of one thousand dollars (\$1,000.00) be assessed to Licensee for his inadvertence and mistake in allowing his license to be cancelled for nonrenewal on August 17, 1992. Payment of said fine to be received in the Board office within thirty (30) days of service of this Order.

D. This is a Final Order and is effective upon service upon the parties. Any party may, within fifteen (15) days after service, file a Petition for Reconsideration. The filing of a Petition for Reconsideration is not a prerequisite for seeking administrative or judicial review.

IT IS SO ORDERED.

DATED this 11th day of August, 1993.

KANSAS STATE BOARD OF HEALING ARTS


LAWRENCE T. BUENING, JR.
Executive Director

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., hereby certify that on this 11th day of August, 1993, a true and correct copy of the above and foregoing Order of Retroactive Reinstatement of License was deposited in the United States first class mail, postage prepaid, to the following:

Oldrich V. Bubenik, M.D.
5155 Raytown Road, Suite 211
Kansas City, Missouri 64133

and the original was hand-delivered to:

Charlene K. Abbott
Licensing Administrator
Kansas State Board of Healing Arts
235 South Topeka Boulevard
Topeka, Kansas 66603-3068


LAWRENCE T. BUENING, JR. 79125
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