

FILED

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FEB 17 1993

In the Matter of)
)
FERDINAND PEREZ CABILAN, Jr., PT)
_____)

**KANSAS STATE BOARD OF
HEALING ARTS**

FINAL ORDER FOLLOWING CONFERENCE HEARING

NOW, on this 13th day of February, 1993, comes on for conference proceedings the request of Ferdinand Perez Cabilan, Jr., PT, (hereafter "Applicant") to grant Third Temporary Permit pursuant to K.A.R. 100-36-1.

Applicant appears in person pro se. Charlene K. Abbott, Licensing Administrator, appears on behalf of the Board. There are no other appearances.

After reviewing the files, hearing statements of Applicant and being duly advised in the premises, the Kansas State Board of Healing Arts (hereafter "Board") makes the following findings of facts, conclusions of law and order:

1. A request for a Third Temporary Permit was filed by Applicant on January 6, 1993.

2. Notice of Conference Hearing setting this matter for hearing at 9:00 a.m. on February 13, 1993 was filed herein on January 25, 1993 and served on Applicant on that same date.

3. Applicant has applied for permanent registration as a physical therapist, but has not passed an exam approved by the Board as required by K.S.A. 65-2906.

4. Applicant was granted a temporary permit on May 19, 1992 and was subsequently granted a second temporary permit issued on September 1, 1992.

5. Pursuant to K.A.R. 100-36-1, not more than two temporary permits shall be issued to any one person without the majority approval of the members of the Board and only for good cause shown.

6. Applicant has failed the examination twice, on July 23, 1992 with a score of 58 and on November 5, 1992 with a score of 71.

7. Applicant has failed to provide good cause for the granting of a third temporary permit.

IT IS THEREFORE ORDERED that a third temporary permit for the purposes of holding oneself out as a physical therapist shall not be issued to Applicant.

IT IS FURTHER ORDERED that this is a Final Order and is effective upon service upon the parties. Any party may, within 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 17th day of February, 1993.

KANSAS STATE BOARD OF HEALING ARTS



LAWRENCE T. BUENING, JR. #9125
Executive Director

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., do hereby certify that on the 17th day of February, 1993, a copy of the above and foregoing Final Order Following Conference Hearing was deposited in the United States mail, first class, postage prepaid, addressed to:

Ferdinand Perez Cabilan, Jr., PT
355 South Woodward Ave., 2-N
Birmingham, MI 48009

and the original was hand-delivered to:

Charlene K. Abbott
Licensing Administrator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603


LAWRENCE T. BUENING, JR.

LTB18/cabilan.ord