

STIPULATION

THIS AGREEMENT made and entered into this 2 day of Oct, 1986, by and between the KANSAS STATE BOARD OF HEALING ARTS (hereby referred to as "Board") and JOHN W. CAIN, D.P.M. (hereinafter referred to as "Licensee").

WITNESSETH:

WHEREAS, on or about June 20, 1986, the Board received a copy of a Statement of the Case, Findings of Fact, Conclusions of Law and Decision Entered by the Administrative Hearing Commission of the State of Missouri in the case of State Board of Podiatry vs. John W. Cain, D.P.M. Case No. CP-83-0117; and

WHEREAS, the action taken by the Administrative Hearing Commission of the State of Missouri may constitute grounds for which the Board may initiate formal adjudicative proceedings to revoke, suspend or limit the license of Licensee to practice podiatry in the State of Kansas; and

WHEREAS, it appears that the Missouri State Board of Podiatry has failed to take final action in the matter and, if so, that any final action taken by the Missouri State Board of Podiatry is under judicial review; and

WHEREAS, the parties hereto desire to enter into the Stipulation in lieu of proceeding with any further investigations, reviews and/or formal adjudicative proceedings as defined by the Statutes of the State of Kansas at this time.

NOW, THEREFORE, in consideration of the forbearance of any further investigations, reviews, and/or formal adjudicative proceedings at this time and the other covenants and promises contained herein, the parties hereto agree as follows:

1. The Board agrees to take no formal adjudicative proceeding or other disciplinary proceeding against the Licensee based upon the aforementioned Findings of Fact, Conclusions of Law and Decision issued by the Missouri Administrative Hearing Commission until such time as Licensee has advised the Board, as hereinafter indicated, that he desires to actively engage in the practice of podiatry within the State of Kansas.

2. That Licensee agrees to give to the Board at least 90 days notice prior to actively engaging in the practice of podiatry in the State of Kansas.

3. That Licensee waives a speedy determination of this matter and agrees that the Board may undertake such further investigation, review and institute such formal adjudicative or other disciplinary proceedings as it deems appropriate regarding Licensee's podiatry license at such time as Licensee

has notified the Board that he desires to actively engage in the practice of podiatry within the State of Kansas.

4. The conditions herein set forth are to be strictly construed and adhered to. Should Licensee engage in the active practice of podiatry within the State of Kansas without first providing the Board with the required notice as hereinabove stated, the Board may institute formal proceedings against Licensee for the revocation, suspension or limitation of the license of Licensee to practice podiatry within the State of Kansas.

5. This Stipulation shall remain in full force and effect until it is modified by written agreement by and between both parties hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Stipulation on the date indicated below their signature, it being specifically and expressly understood that this Stipulation shall not become effective until such time as it has been signed by both the parties hereto.

KANSAS STATE BOARD OF HEALING ARTS

By: Richard A. Uhlig, D.O.
RICHARD A. UHLIG, D.O., Secretary
"Board"

Oct 18, 1986
DATE

[Signature]
JOHN W. CAIN, D.P.M.
"Licensee"

Oct 2, 1986
DATE

Prepared by:
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