

JUN 16 2017

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

KS State Board of Healing Arts

In the Matter of	)	
	)	Docket No. 17-HA <i>00066</i>
Therese J. Campbell, P.A.	)	
Kansas License No. 15-00718	)	

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**CONSENT ORDER**

**COMES NOW**, the Kansas State Board of Healing Arts, (“Board”), by and through Joseph S. Behzadi, Associate Litigation Counsel (“Petitioner”), and Therese J. Campbell, P.A. (“Licensee”), and move the Board for approval of a Consent Order affecting Licensee’s license to practice as a physician assistant in the State of Kansas. The Parties stipulate and agree to the following:

1. Licensee’s last known mailing address to the Board is: [REDACTED] Garnett, Kansas 66032.
2. Licensee is or has been entitled to engage in the practice as a physician assistant in the State of Kansas, having been issued License No. 15-00718 on or about December 9, 2000. Licensee most recently renewed her license on or about January 5, 2016. However, Licensee’s license is currently Cancelled – Failure to Renew. Licensee’s license expired on January 31, 2017.
3. The Board is the sole and exclusive administrative agency in the State of Kansas authorized to regulate the practice of the healing arts, specifically the practice of a physician assistant. K.S.A. 65-28a01, *et seq.* and K.S.A. 65-28a02.
4. This Consent Order and the filing of such document are in accordance with applicable law and the Board has jurisdiction to enter into the Consent Order as provided

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Consent Order  
Therese J. Campbell, P.A.

by K.S.A. 77-505 and 65-28a12. Upon approval, these stipulations shall constitute the findings of the Board, and this Consent Order shall constitute the Board's Final Order.

5. The Kansas Physician Assistant Licensure Act is constitutional on its face and as applied in the case. Licensee agrees that, in considering this matter, the Board is not acting beyond its jurisdiction as provided by law.

6. Licensee voluntarily and knowingly waives her right to a hearing. Licensee voluntarily and knowingly waives her right to present a defense by oral testimony and documentary evidence, to submit rebuttal evidence, and to conduct cross-examination of witnesses. Licensee voluntarily and knowingly agrees to waive all possible substantive and procedural motions and defenses that could be raised if an administrative hearing were held.

7. The terms and conditions of the Consent Order are entered into between the undersigned parties and are submitted for the purpose of allowing these terms and conditions to become an Order of the Board. This Consent Order shall not be binding on the Board until an authorized signature is affixed at the end of this document. Licensee specifically acknowledges that counsel for the Board is not authorized to sign this Consent Order on behalf of the Board.

8. The Board has received information and investigated the same, and has reason to believe that there may be grounds pursuant to K.S.A. 65-28a05 to take action with respect to Licensee's license under the Kansas Physician Assistant Licensure Act, K.S.A. 65-28a01, *et seq.*

9. The facts supporting the allegations in this Consent Order are as follows:

- a. On or about February 13, 2015, Patient 1 presented to Licensee at Ransom Memorial Hospital with complaints of chest pain ongoing for a few weeks.
- b. Patient 1 had a family history of coronary artery disease; specifically, his father had thirteen (13) stents placed.
- c. Patient 1 had no dyspnea or wheezing; however, Patient 1's blood pressure was elevated at times, the pain was located in the center of Patient 1's chest, and the pain had been more severe two (2) days prior to presenting to Licensee. Patient 1 indicated the pain was worse when lying down.
- d. On or about February 13, 2015, Licensee documented in the patient note Patient 1's blood pressure was at 162/92.
- e. Patient 1 indicated it felt like his bronchioles hurt and he noticed the pain when he was walking the stairs and the pain would go away in a few minutes following walking stairs.
- f. Patient 1 denied having similar pain in the past; but noted the pain was intermittent and thought he had pleurisy on or about February 4, 2015.
- g. On or about February 4, 2015, Patient 1 had been treated for bronchitis and pleurisy.
- h. Licensee obtained a chest x-ray that was normal; however, Licensee also obtained an EKG that was abnormal.
- i. Licensee had the EKG evaluated by Dr. Clark Eddy; the ER physician.
- j. Licensee indicated Dr. Eddy saw nothing acute in the EKG. Additionally, Dr. Eddy did not mention anything regarding the flipped T-waves.

- k. Licensee also did not recognize the significance of the flipped T-waves, but later indicated in her response letter to the Board dated April 19, 2016, that flipped T-waves are indicators of ischemia and Patient 1 should have been transferred to the ER.
- l. Licensee did not transfer Patient 1 to the ER, but instead, Licensee prescribed prednisone and hydrocodone/acetaminophen because Patient 1 said those medications made him feel better and discharged Patient 1.
- m. Licensee should have transferred Patient 1 to the ER based on the EKG findings and Patient 1's presentation.

10. Licensee acknowledges that if formal hearing proceedings were conducted and Licensee presented no exhibits, witnesses, or other evidence, the Board has sufficient evidence to prove that Licensee has violated the Kansas Healing Arts Act with respect to the above allegations. Licensee further waives her right to dispute or otherwise contest the allegations contained in the above paragraphs in any further proceeding before this Board.

11. Licensee's acts, if proven, constitute unprofessional conduct as set forth in K.S.A. 65-28a05(a).

12. Licensee violated K.S.A. 65-28a05(a) as further defined in K.A.R. 100-28a-8(r) in that Licensee committed conduct likely to deceive, defraud, or harm the public.

13. Pursuant to K.S.A. 65-28a05, the Board may revoke, suspend, censure, fine or otherwise limit Licensee's license for violations of the Kansas Physician Assistant Licensure Act.

14. According to K.S.A. 77-505, the Board has authority to enter into this Consent Order without the necessity of proceeding to a formal hearing.

15. All pending investigation materials in KSBHA Investigation number 16-00148 regarding Licensee, were fully reviewed and considered by the Board members who serve on the Board's Disciplinary Panel. Disciplinary Panel No. 32 authorized and directed Board counsel to seek settlement of this matter with the provisions contained in this Consent Order.

16. Licensee further understands and agrees that if the Board finds, after due written notice and an opportunity for a hearing, that Licensee has failed to comply with any of the terms of this Consent Order, the Board may immediately impose any sanction provided for by law, including but not limited to suspension or revocation of Licensee's license to practice as a physician assistant in the State of Kansas. Licensee hereby expressly understands and agrees that, at any such hearing, the sole issue shall be whether or not Licensee has failed to comply with any of the terms or conditions set forth in this Consent Order. The Board acknowledges that at any such hearing, Licensee retains the right to confront and examine all witnesses, present evidence, testify on her own behalf, contest the allegations, present oral argument, appeal to the courts, and all other rights set forth in the Kansas Administrative Procedures Act, K.S.A. 77-501 *et seq.*, and the Kansas Physician Assistant Licensure Act, K.S.A. 65-28a01 *et seq.*

17. Nothing in this Consent Order shall be construed to deny the Board jurisdiction to investigate alleged violations of the Kansas Physician Assistant Licensure Act, or to investigate complaints received under the Risk Management Law, K.S.A. 65-4921 *et seq.*, that are known or unknown and are not covered under this Consent Order, or to initiate formal proceedings based upon known or unknown allegations of violations of the Kansas Physician Assistant Licensure Act.

18. Licensee hereby releases the Board, its individual members (in their official and personal capacity), attorneys, employees and agents, hereinafter collectively referred to as "Releasees", from any and all claims, including but not limited to those alleged damages, actions, liabilities, both administrative and civil, including the Kansas Judicial Review Act, K.S.A. 77-601 *et seq.* arising out of the investigation and acts leading to the execution of this Consent Order. This release shall forever discharge the Releasees of any and all claims or demands of every kind and nature that Licensee has claimed to have had at the time of this release or might have had, either known or unknown, suspected or unsuspected, and Licensee shall not commence to prosecute, cause or permit to be prosecuted, any action or proceeding of any description against the Releasees.

19. Licensee further understands and agrees that upon signature by Licensee, this document shall be deemed a public record and shall be reported to any entities authorized to receive disclosure of the Consent Order.

20. This Consent Order, when signed by both parties, constitutes the entire agreement between the parties and may only be modified or amended by a subsequent document executed in the same manner by the parties.

21. Licensee agrees that all information maintained by the Board pertaining to the nature and result of any complaint and/or investigation may be fully disclosed to and considered by the Board in conjunction with the presentation of any offer of settlement, even if Licensee is not present. Licensee further acknowledges that the Board may conduct further inquiry as it deems necessary before the complete or partial acceptance or rejection of any offer of settlement.

22. Licensee, by signature to this document, waives any objection to the participation of the Board members, including the Disciplinary Panel and General Counsel, in the consideration of this offer of settlement and agrees not to seek the disqualification or recusal of any Board member or General Counsel in any future proceedings on the basis that the Board member or General Counsel has received investigative information from any source which otherwise may not be admissible or admitted as evidence.

23. Licensee acknowledges that she has read this Consent Order and fully understands the contents.

24. Licensee acknowledges that this Consent Order has been entered into freely and voluntarily.

25. Licensee shall obey all federal, state and local laws and rules governing the practice of a physician assistant in the State of Kansas that may be in place at the time of execution of the Consent Order or may become effective subsequent to the execution of this document.

26. Upon execution of this Consent Order by affixing a Board authorized signature below, the provisions of this Consent Order shall become an Order under K.S.A. 77-526.

27. This Consent Order shall constitute the Board's Order when filed with the office of the Executive Director for the Board and no further Order is required.

28. This Consent Order constitutes **public disciplinary action**.

29. The Board may consider all aspects of this Consent Order in any future matter regarding Licensee.

30. In lieu of conducting a formal proceeding, Licensee, by signature affixed to this Consent Order, hereby voluntarily agrees to the following disciplinary action on her license to engage in the practice as a physician assistant.

**CENSURE**

31. Licensee is **publicly censured** for violating the Kansas Physician Assistant Act.

**EDUCATION**

32. Licensee shall attend and successfully complete the in-person or online course Advanced Cardiac Life Support (ACLS), offered by the American Heart Association on or before October 1, 2017.

33. At any time prior to the date of the course, Licensee shall provide proof of registration to the Compliance Coordinator.

34. Licensee shall provide proof of successful completion of the course(s) within thirty (30) days of successfully completing the course(s).

35. All costs associated with the course(s) shall be at Licensee's own expense to include, but not limited to, the cost of the course(s), any cost of travel to and from the course(s), and the cost of accommodations while attending the course(s).

36. These hours shall be in addition to those hours required for renewal of licensure.

37. All documentation required pursuant to this Consent Order shall be submitted to:

Kansas State Board of Healing Arts  
Attn: Compliance Coordinator  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

**FINE**

38. Licensee is hereby ordered to pay a fine of TWO THOUSAND FIVE HUNDRED DOLLARS AND ZERO CENTS, (\$2,500.00) for violations of the Kansas Physician Assistant Act.

39. Such fine shall be paid in the form of a Cashier's Check or Money Order to the "Kansas State Board of Healing Arts" in full on or before December 1, 2017.

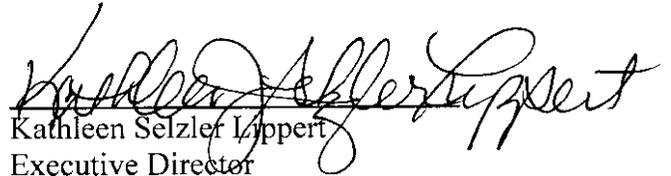
40. All monetary payments made to the Board relating to this Consent Order shall be mailed to the Board by certified mail addressed to:

Kansas State Board of Healing Arts  
Attn: Compliance Coordinator  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

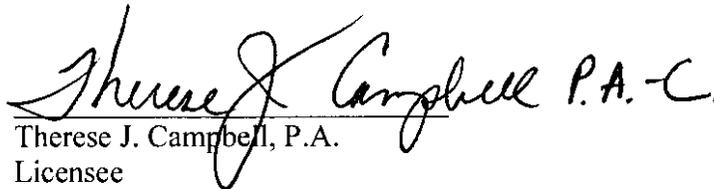
**IT IS THEREFORE ORDERED** that the Consent Order and agreement of the parties contained herein is adopted by the Board as findings of fact, conclusions of law, and as a Final Order of the Board.

**IT IS SO ORDERED** on this 16 day of June, 2017.

**FOR THE KANSAS STATE  
BOARD OF HEALING ARTS:**

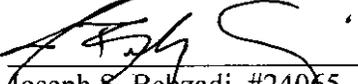
  
Kathleen Selzler Lippert  
Executive Director

6/16/17  
Date

  
Therese J. Campbell, P.A.  
Licensee

3/31/2017  
Date

PREPARED AND APPROVED BY:

  
Joseph S. Behzadi, #24065  
Associate Litigation Counsel  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612  
P: 785-296-8022  
joseph.behzadi@ks.gov

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I served a true and correct copy of the Consent Order by United States mail, postage prepaid, on this 16<sup>th</sup> day of June, 2017, to the following:

Therese J. Campbell, P.A.  
*Licensee*

[REDACTED]  
Albert Lea, Minnesota 56007,  
and  
[REDACTED]  
Garnett, Kansas 66032

And the original was hand-filed with:

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

And a copy was hand-delivered to:

Joseph S. Behzadi  
Associate Litigation Counsel  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Compliance Coordinator  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

John Nichols  
Licensing Administrator  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

  
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