

FILE

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After reviewing the file and being otherwise duly advised in the premises, the Board makes the following findings of fact, and order:

2. As part of said application, Applicant indicated he had performed a Fifth Pathway program from January 1980 through December 1980 at St. Joseph's Medical Center in Yonkers, New York.

- FINAL ORDER FOLLOWING CONFERENCE HEARING

4. That K.S.A. 65-2873 provides that if an Applicant is a foreign medical graduate, the Applicant must pass an examination given by the Educational Commission for Foreign Medical Graduates.

5. That based upon the past positions taken by the Educational Commission on foreign medical graduates and the Board, an acceptable Fifth Pathway will serve to meet the requirements of K.S.A. 65-2873(d).

IT IS THEREFORE BY THE BOARD ORDERED that the Fifth Pathway program taken by Applicant at St. Joseph's Medical Center in Yonkers, New York from January 1980 through December 1980 is acceptable and equivalent to passage of the examination given by Educational Commission for Foreign Medical Graduates as set forth in K.S.A. 65-2873(d).

IT IS FURTHER ORDERED that 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 23rd day of July, 1992.

KANSAS STATE BOARD OF HEALING ARTS


LAWRENCE T. BUENING, JR.


CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., do hereby certify that on the 23rd day of July, 1992, a copy of the above and foregoing Final Order Following Conference Order was sent postage prepaid, first class to the following:

Michael V. Canale, M.D.
17 Cerretta Lane
Scarsdale, NY 10583

and a copy was hand-delivered to:

Steve A. Schwarm
General Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603


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