

BEFORE THE KANSAS STATE BOARD OF HEALING ARTS

KANSAS STATE BOARD OF HEALING ARTS,)
Plaintiff,)
vs.)
JAMES CANELLOS, M.D.,)
Defendant.)

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**KANSAS STATE BOARD OF
HEALING ARTS**

ORDER OF REVOCATION

NOW on this 21st day of April, 1979, the Petition for revocation, suspension or limitation of license of James Canellos, M.D., comes on for hearing before the Kansas State Board of Healing Arts.

The hearing committee appointed under authority of K.S.A. 65-2844 presented its findings and recommendations to the Board.

The Board, having considered the findings and recommendations of the committee, finds as follows:

A. Jurisdiction

1. This action was commenced by the filing of a verified Petition before the Board on February 14, 1979, by Wallace M. Buck, Jr., Attorney for the Board and Special Assistant Attorney General for the State of Kansas, at the direction of the Board.

2. The defendant, James Canellos, was served with a copy of the Petition, and was further notified of the time and place of the hearing, pursuant to K.S.A. 1977 Supp. 65-2843.

3. The defendant, James Canellos, holds a license to practice medicine and surgery as the branch of the healing arts in Kansas. He is a resident of Wichita, Kansas, with an office address at 919 N. Westlink, Wichita, Kansas 67212.

4. Pursuant to K.S.A. 1978 Supp. 65-2843 et seq, the time and place for the hearing was set as March 24, 1979, at 9:00 a.m., at the Sedgwick County Court House, 525 N. Main, Wichita, KS.

5. The hearing was held at the above-noted time and place. The following Board members were present and constituted the hearing panel:

James A. McClure, M.D.
Joan Marshall, D.C.
Harold L. Sauder, D.P.M.
Ross T. Shook, D. O.
Clara Eckdall

6. The defendant appeared with his attorney, Mr. David M. Rapp.

7. The Board was represented by Wallace M. Buck, Jr, Attorney for the Board and Special Assistant Attorney General.

B. Evidence Adduced at Hearing

1. Defendant, James Canellos, M.D., was duly licensed to practice medicine and surgery as a branch of the healing arts in Kansas. At all times mentioned herein subsequent to that date, up to and including the date of the hearing, he was licensed to practice.

2. That a verified Petition was filed herein on or about the 14th day of February 1979, charging defendant as follows:

a. Professional incompetency and/or unprofessional or dishonorable conduct in that Dr. Canellos has on several occasions given improper diagnosis and treatment to several patients of Dr. Francis J. Wiederman, M.D., including but not limited to the following patients:

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and including but not limited to patients referred to in Bethesda Mennonite Hospital, Director of Nurses, Sandra Schmidt, referred to in charts #76288 and #77080.

(b) Repeated violations of the rules and regulations of Secretary of Health and Environment in that proper, necessary, and required documents and records were not maintained with the Bethesda Mennonite Hospital in Goessel, Kansas.

The Petition alleged that these allegations constitute a basis for revocation, suspension, or limitation of license under K.S.A. 1978 Supp. 65-2836 (b) and (h).

3. That the defendant, James Canellos, M.D. was personally served with a true copy of the Petition and Notice of Hearing, pursuant to K.S.A. 1978 Supp. 65-2843

4. Testimony was presented showing the defendant:

- a. Defendant did not maintain proper and necessary documents and medical records charts of his patients;
- b. Defendant repeatedly violated his duties by not maintaining proper and necessary documents, and medical records charts of his patients notwithstanding numerous requests made of him on numerous occasions;
- c. That because of defendant's actions as stated in findings a & b he failed and refused to comply with and thereby violated the rules and regulations of the Secretary of Health and Environment.
- d. That defendant did improperly diagnose and treat several patients, all as specifically mentioned in paragraph 3a of the petition herein, said paragraph in its entirety be incorporated herein.

C. Conclusions of Law

1. The evidence introduced by the State supports violations of K.S.A. 2836 (b) and (h).

D. Decision of the Board

1. That the defendant be adjudged guilty of allegations (a), and (b) of paragraph 3 of the petition.

2. That the defendant's license to practice should be and is hereby revoked, all as pursuant to K.S.A. 65-2844; that after the expiration one (1) year, prior to making application for reinstatement, defendant should meet the following requirements, said completion being with the approval of the Board;

- (1) Defendant should complete a one (1) year residency program, said program being one that is approved by the Board, with defendant's completion thereof also being approved by the Board;
- (2) Defendant should complete all delinquent and/or incomplete medical records charts at the Bethesda Mennonite Hospital, and all other charts as made reference to in these proceedings in a manner to be approved by the Board.

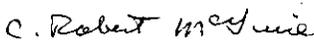
IT IS THEREFORE BY THE BOARD ORDERED:

1. That the license of the defendant, James Canellos, M.D., to practice Medicine and Surgery in this state is hereby revoked, commencing on the date this order is served on the defendant.
2. That the defendant shall pay the costs of this proceeding as provided by law.

KANSAS STATE BOARD OF HEALING ARTS

By: 
James E. Hill, M.D., Secretary

A copy of this order was personally served on James Canellos, M.D., this 23 day of April 1979, by C. Robert McGuire, Board investigator.


C. Robert McGuire