

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

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FEB 01 2008

KS State Board of Healing Arts

In the Matter of)
)
Diana I. Carver, DO)
Osteopathic Doctor)
Kansas license No. 05-25857)

08-HA00143

Summary Order Under Board Policy #05-04

NOW, on this 4th day of February 2008, this matter comes before Lawrence T. Buening, Jr., Executive Director of the Kansas State Board of Healing Arts ("Board"), in summary proceedings pursuant to K.S.A. 77-537.

After reviewing the agency record and being duly advised in the premises, the following findings of fact, conclusions of law and orders are made for and on behalf of the Board:

1. License number 05-25857 issued to Diana L Carver ("Licensee") to practice as an osteopathic doctor in the state of Kansas expired on September 30, 2007, pursuant to K.A.R. 100-15-1.

2. K.A.R.100-15-5 requires each Licensee desiring to renew a Osteopathic Doctor license to submit to the Board documented evidence of completion of a minimum of 50 contact hours of continuing education since April 1, 2006, or 100 contact hours of continuing education since April 1, 2005, or 150 contact hours of continuing education since April 1, 2004 before or with the request for renewal.

3. On or about September 1, 2007, Licensee submitted an application for renewal of her license.

4. As part of the renewal process, Licensee certified that the rules regarding proof of continuing education had been read, the completion of 150 continuing education hours had been achieved since April, 2004, and that documentation of those hours would be maintained for a three-year period and produced to the Board upon request.

5. As part of the renewal process, Licensee further certified that the notice regarding the Board's procedures for auditing continuing education compliance had been read.

6. Licensee was randomly selected to provide verification of compliance with the continuing education requirements and on December 1, 2007, was mailed a letter requesting that Licensee provide, no later than January 2, 2008, the records relied upon when Licensee certified achievement of 150 continuing education hours.

7. On January 7, 2008, the required documents had not been received and a second notice was mailed requesting that the Licensee provide, no later than January 25, 2008, the records relied upon when Licensee certified achievement.

8. On January 25, 2008, Licensee sent a facsimile copy her CME records maintained by the American Academy of Family Physicians, which provided documentation that she had obtained 136 hours of continuing education.

9. On January 28 and January 29, 2008, phone messages were left for Licensee advising her of a deficiency in the continuing education hours and requested that the Licensee provide, no later than January 29, 2008, the records relied upon when Licensee certified achievement.

10. Licensee has failed to provide documented evidence of completion of 150 continuing education contact hours since April 1, 2004.

11. Based on the Policy Statement No. 05-04, a Licensee who has deficient continuing education hours shall complete twice the number of deficient continuing education hours within 90 days and be fined the sum of \$500.00.

12. Based on the information provided by Licensee, Licensee was deficient a total of 14 continuing education hours when she renewed her license; therefore, Licensee needed to complete an additional 28 continuing education hours in accordance with Policy Statement No. 05-04

13. Based on the Policy Statement 05-04, Licensee should be assessed a civil fine in the amount of \$500.00, payable within 30 days of the effective date of this order for her failure to have had the required continuing education at the time she renewed her license.

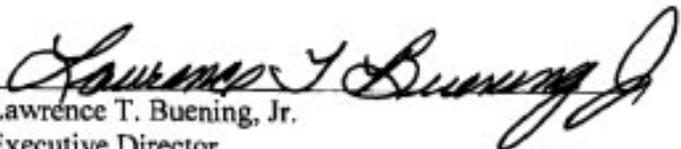
IT IS THEREFORE ORDERED that the license of Licensee is assessed a civil fine in the amount of \$500.00, payable within 30 days of the effective date of this order, for failure to have met the continuing education requirements at the time she renewed her license.

IT IS FURTHER ORDERED Licensee shall provide documentation of completion of 28 continuing education hours on or before May 1, 2008.

PLEASE TAKE NOTICE that this is a summary order. A party to whom a summary order is issued may file a written request for a hearing within 15 days following service of the summary order. If a hearing is not requested, the summary order shall become effective as a final order of the Board upon expiration of the time for requesting a hearing. A request for hearing must be addressed to Lawrence T. Buening, Jr., Executive Director, 235 South Topeka Boulevard, Topeka KS 66603.

DATED this 4th day of February, 2008

KANSAS STATE BOARD OF HEALING ARTS


Lawrence T. Buening, Jr.
Executive Director

CERTIFICATE OF SERVICE

I, do hereby certify that on the 4th day of February, 2008, a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid to the following:

Diana L Carver, DO
7146 SW Wattling
Topeka, KS 66614

and a copy hand delivered to the office of:

Katy Lenahan, Licensing Administrator
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, KS 66603-3068

and the original filed with the office of the Executive Director.


Lawrence T. Buening, Jr.

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JUN 11 2008

KS State Board of Healing Arts

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

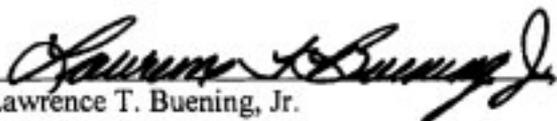
In the Matter of)	
)	
Diana L Carver, DO)	Docket No. 08-HA00143
)	
<u>Kansas license No. 05-25857</u>)	

JOURNAL ENTRY OF SATISFACTION

NOW, on this 11th day of June 2008, this matter comes before Lawrence T. Buening, Jr., Executive Director of the Kansas State Board of Healing Arts. After reviewing the agency records and being duly advised in the premises, the Executive Director finds that Diana L Carver, DO has fully satisfied the requirements set forth in the Summary Order filed February 4, 2008, by paying the fine imposed in the amount of \$500.00 and providing documentation of completion of 28 continuing education credits; that the requirements of the Summary Order have been fully satisfied; and that no further proceedings are required.

DATED this 10th day of June 2008

KANSAS STATE BOARD OF HEALING ARTS



 Lawrence T. Buening, Jr.
 Executive Director

CERTIFICATE OF SERVICE

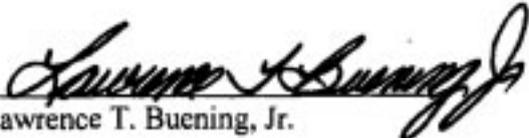
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Lawrence T. Buening, Jr.