

BEFORE THE KANSAS STATE BOARD OF HEALING ARTS

In the Matter of the Application of
FRANK T. W. CHIN, M.D.

ORDER OF DENIAL OF LICENSE

NOW, on this 15th day of October, 1988, comes on for consideration the application for licensure to practice medicine and surgery in the State of Kansas by endorsement filed by Frank T. W. Chin, M.D. (hereinafter referred to as "Applicant").

The applicant appeared in person and by his counsel, Larry G. Karns of Topeka, Kansas.

After considering the file, hearing arguments and statements of applicant and his counsel and being otherwise duly advised in the premises, the Kansas State Board of Healing Arts (hereinafter referred to as "Board"), sitting at a regular meeting and serving as presiding officer in accordance with K.S.A. 1988 Supp. 77-538 and K.A.R. 100-19-1 finds as follows:

1. That on February 7, 1987, the Board had previously denied Applicant a license to practice medicine and surgery on the basis of the revocation of his license in the State of Louisiana.

2. That the Applicant has filed a second application for licensure by endorsement which was received in the office of the board on April 4, 1988.

3. That from and since the Board's action to deny license taken February 7, 1987, Applicant received a license to practice medicine and surgery in the State of New Mexico issued by the New Mexico Board of Medical Examiners on May 17, 1988.

4. That from and since February 7, 1987, neither the State of Arkansas nor the State of Louisiana have reinstated Applicant's previously revoked licenses to practice in those states.

5. That from and since February 7, 1987, the States of California and Georgia have denied Applicant a license to practice medicine and surgery in those jurisdictions.

6. That pursuant to K.S.A. 65-2805, the Board may deny a license for the same reasons a license may be revoked.

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7. That K.S.A. 1988 Supp. 65-2836 specifies the reasons for which a license to practice the healing arts may be revoked by the Board.

8. That Applicant's application for licensure by endorsement to practice medicine and surgery in the State of Kansas should be denied for the following reasons:

A. Applicant has had a license to practice the healing arts denied by both the State of Georgia and the State of California from and since the Board's action to deny licensure taken February 7, 1987 (K.S.A. 1988 Supp. 65-2836(1)).

B. On September 20, 1985, Applicant was found guilty of 11 of 16 felony counts in violation of 21 USC 841(a)(1) and 18 USC 2, illegal dispensation of controlled substances (K.S.A. 1988 Supp. 65-2836(c)).

C. Applicant has had his licenses to practice medicine and surgery in the States of Arkansas, Louisiana, Tennessee and Virginia and such states have not reinstated said licenses (K.S.A. 65-2836(1)).

9. That the aforementioned reasons constitute sufficient grounds to deny Applicant's application for licensure pursuant to K.S.A. 65-2805.

10. That applicant is entitled to an administrative review of this Order of Denial of License if a written request is received in the board office within 15 days of service of this Order upon applicant.

IT IS THEREFORE BY THE BOARD CONSIDERED AND ORDERED that the findings and conclusions hereinabove made be and the same are hereby made the order of the Board and Applicant's application for a license to practice medicine and surgery filed in the board office on or about April 4, 1988, should be denied.

DATED this ____ day of _____, 1989.

Prepared and approved by:
LAWRENCE T. BUENING, JR.
General Counsel
Kansas State Board of Healing Arts
900 SW Jackson, Suite 553
Topeka, Kansas 66612
(913) 296-7413

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., General Counsel for the Kansas State Board of Healing Arts, hereby certify that I served the **Order of Denial of License** by depositing a true and correct copy thereof in the United States mail, certified return receipt requested, postage prepaid, addressed to Frank T. W. Chin, M.D., P.O. Box 1842, West Monroe, Louisiana 71291 (P 918 898 545) and Larry G. Karns, 900 Merchants National Tower, P.O. Box 1280, Topeka, Kansas 66601 (P 918 898 546), Attorney for Applicant, on this 26th day of April, 1989.


LAWRENCE T. BUENING, JR.