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**MAY 22 2012**

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

KS State Board of Healing Arts

**In the Matter of** )  
**LERDO MARTIN COCAL, M.D.** )  
 )  
**Kansas License No. 04-25778 (Cancelled)** )  
\_\_\_\_\_ )

**Docket No. 12-HA00050**

**JOURNAL ENTRY**

**COMES NOW** the Kansas State Board of Healing Arts ("Board"), by and through its Executive Director, Kathleen Selzler Lippert, in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 *et seq.*, as amended, and upon due consideration of the file and the applicable statutes and otherwise being duly advised in the premises, makes the following determinations:

1. Applicant was previously licensed to engage in the practice of medicine and surgery in the State of Kansas, having been issued License No. 04-25778 in approximately 1997. Such license was cancelled for failure to renew in 1998.

2. Applicant's last known mailing address as provided to the Board is: confidential Avenue, Rancho Cucamonga, California, 91730.

3. On or about June 3, 2011, Applicant submitted an application to reinstate his license to practice medicine and surgery in Kansas. Such application was filed with the Board on January 23, 2012.

4. On or about January 23, 2012, Respondent filed a Response to Application for Reinstatement of License to Practice Medicine and Surgery ("Response"). The allegations set forth in the Response are incorporated herein by reference in their entirety.

5. Applicant was served with a copy of the Response on January 23, 2012, by United States Mail, first-class postage prepaid.

6. A Conference Hearing was scheduled to be held on February 24, 2012, regarding the Application for Reinstatement.

7. Pursuant to K.S.A. 2010 Supp. 77-531, Applicant was served with a Notice of Conference Hearing to Applicant's last known address by United States Mail, first-class postage prepaid, on January 27, 2012.

8. Applicant failed to appear at the conference hearing on February 24, 2012, on his Application for Reinstatement.

9. The Conference Hearing was continued to April 13, 2012, in order to allow Applicant an additional opportunity to appear.

10. Applicant was served with an Order of Continuance to Applicant's last known address by United States Mail, first-class postage prepaid, on or about March 5, 2012.

11. Applicant was served with a Notice of Conference Hearing to Applicant's last known address by United States Mail, first-class postage prepaid, on March 21, 2012.

12. The Notice of Conference Hearing provided Applicant notice that any party who fails to attend or participate in the Conference Hearing or other stage of a proceeding may be held in default.

13. Applicant failed to appear at the conference hearing on April 13, 2012.

14. Pursuant to K.S.A. 77-516 and K.S.A. 2010 Supp. 77-520, Applicant was in default for his failure to appear at the conference hearing on April 13, 2012. Upon review of the agency record and after being fully advised, the Board found and concluded that the allegations against Applicant, as stated in the Response, were deemed undisputed.


10. On April 30, 2012, a Proposed Default Order was issued against Applicant and copies of the Proposed Default Order were mailed to Applicant's last known address by United States Mail, first-class postage prepaid.

11. Pursuant to K.S.A. 2010 Supp. 77-520, the Proposed Default Order notified Applicant that the order would become effective as a Final Order of the Board seven (7) calendar days following service of the order, unless within that seven (7) day period Applicant filed a written motion with the Board requesting that the proposed default order be vacated.

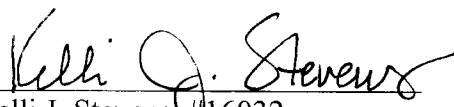
12. Applicant failed to file a Motion to Vacate the Proposed Default Order within the seven (7) day period following service of the order.

13. Pursuant to K.S.A. 77-520 and 77-531, the Proposed Default Order became effective as a Final Order on May 11, 2012, and Applicant's application for licensure to practice medicine and surgery in the State of Kansas was **DENIED**.

**IT IS SO ORDERED THIS 22 DAY OF MAY, 2012, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**

  
Kathleen Selzler Lippert  
Executive Director  
Kansas State Board of Healing Arts

Prepared and Approved by:

  
Kelli J. Stevens, #16032  
General Counsel  
Kansas State Board of Healing Arts

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing **JOURNAL ENTRY** was served this 22<sup>nd</sup> day of May, 2012, by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Lerdo Martin Cocal, M.D.  
confidential  
Rancho Cucamonga, CA 91730

And a copy was hand-delivered to the office of:

Jessica Bryson, Associate Litigation Counsel  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Katy Lenahan, Licensing Administrator  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

And the original was filed with the office of:

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

  
\_\_\_\_\_  
Cathy Brown  
Executive Assistant

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KS State Board of Healing Arts

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

In the Matter of  
Lerdo Martin Cocal, M.D.

Docket No. 12-HA00050

Kansas License No. 04-25778 (Cancelled)

**PROPOSED DEFAULT ORDER DENYING APPLICATION FOR  
REINSTATEMENT OF LICENSURE**

NOW on this 13th day of April, 2012, comes on for hearing before the Kansas State Board of Healing Arts ("Board") the Application for Reinstatement of License to Practice Medicine and Surgery of Lerdo Martin Cocal, M.D. ("Applicant"). Jessica Bryson, Associate Litigation Counsel, appears on behalf of the Respondent Board. Applicant fails to appear.

Pursuant to the authority granted to the Board by K.S.A. 65-2801 *et seq.* and in accordance with the provisions of the Kansas Administrative Procedure Act K.S.A. 77-501 *et seq.*, the Board hereby enters this Default Order in the above-captioned matter.

Having the agency record before it, the Board finds, concludes and orders as follows:

1. Applicant was previously licensed to engage in the practice of medicine and surgery in the State of Kansas, having been issued License No. 04-25778 in approximately 1997. Such license was cancelled for failure to renew in 1998.

2. Applicant's last known mailing address provided to the Board is confidential  
confidenti Rancho Cucamonga, California, 91730.

3. On or about June 3, 2011, Applicant submitted an application to reinstate his license to practice medicine and surgery in Kansas. Such application was filed with the Board on January 23, 2012.

4. On or about January 23, 2012, Respondent filed a Response to Application for Reinstatement of License to Practice Medicine and Surgery ("Response"). The allegations set forth in the Response are incorporated herein by reference in their entirety.

5. Applicant was served with a copy of the Response on January 23, 2012, by United States Mail, first-class postage prepaid.

6. A Conference Hearing was scheduled to be held on February 24, 2012, regarding the Application for Reinstatement.

7. Applicant was served with a Notice of Conference Hearing by United States Mail, first-class postage prepaid, on January 27, 2012.

8. Applicant failed to appear at the conference hearing on February 24, 2012, on his Application for Reinstatement.

9. The Conference Hearing was continued to April 13, 2012, in order to allow Applicant an additional opportunity to appear.

10. Applicant was served with an Order of Continuance by United States Mail, first-class postage prepaid, on March 5, 2012.

11. Applicant was served with a Notice of Conference Hearing by United States Mail, first-class postage prepaid, on March 21, 2012.

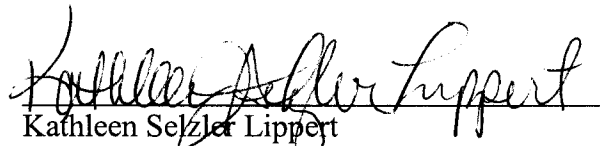
12. Applicant failed to appear at the conference hearing on April 13, 2012, and as such, is in default.

13. The allegations set forth in the Response filed January 23, 2012, are deemed undisputed.

14. Pursuant to K.S.A. 65-2836(a) and K.S.A. 65-2836(r), there are grounds to deny Applicant's Application for Reinstatement.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Applicant's Application for Reinstatement is hereby DENIED.

IT IS SO ORDERED THIS 30 DAY OF APRIL, 2012, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.

  
Kathleen Selzler Lippert  
Executive Director  
Kansas State Board of Healing Arts

**NOTICE OF RIGHTS**

**PLEASE TAKE NOTICE** that this is a Proposed Default Order. This order will become effective as a Final Order of the Board seven (7) calendar days following service of this order, as indicated in attached the Certificate of Service, unless within that seven (7) day period Applicant files a written motion requesting that the proposed default order be vacated and stating the grounds relied upon. Any such motion must be filed with the Board to the attention of Kathleen Selzler Lippert, Executive Director, Kansas State Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true copy of the foregoing **Proposed Default Order Denying Application for Reinstatement of Licensure** was served this 1<sup>st</sup> day of May, 2012 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:


Lerdo Martin Cocal, M.D.  
confidential  
Rancho Cucamonga, CA 91730

And a copy was hand-delivered to:

Jessica Bryson, Associate Litigation Counsel  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Katy Lenahan, Licensing Administrator  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

And the original was filed with the office of the Executive Director.

  
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Cathy Brown  
Executive Assistant