

FILED

AB

APR 20 2009

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

KS State Board of Healing Arts

In the Matter of)
)
Randy A Cook, DO) Docket No. 09-HA00129
)
Kansas license No. 05-19914)

**JOURNAL ENTRY OF SATISFACTION
OF REQUIREMENTS OF FINAL ORDER**

NOW, on this 15th day of April 2009, this matter comes before John (Jack) Confer, Executive Director, Kansas State Board of Healing Arts ("Board"), concerning Licensee's satisfaction of all requirements contained in the Final Order which was filed on April 7, 2009. Wherefore, the Board finds as follows:

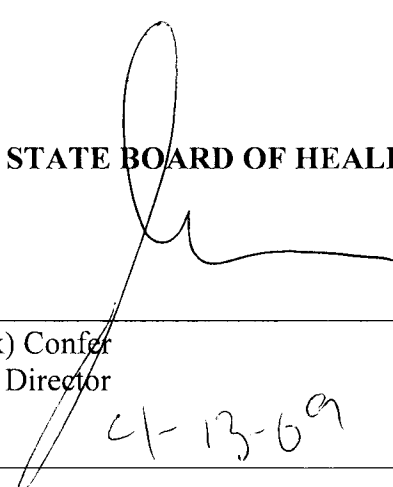
1. On or about April 7, 2009, the Board issued a Final Order regarding the license of Randy A Cook, D.O. ("Licensee") to practice as a doctor of osteopathy in the state of Kansas. The Final Order contained a provision for Licensee to pay a fine in the amount of \$500 on or before March 9th. The Final Order became effective March 2, 2009.
2. Licensee paid the \$500 fine on February 23, 2009
3. On or about April 7, 2009, the Board issued a Final Order regarding the license of Randy A Cook, D.O. ("Licensee") to practice as a doctor of osteopathy in the state of Kansas. The Final Order contained a provision for Licensee to complete 18 hours of Category I continuing education due on or before May 9, 2009. The Final Order became effective March 2, 2009.
4. Licensee submitted 24 hours of Category I continuing education on March 31, 2009.

5. Licensee has satisfied all requirements of the Final Order and has no further obligation for compliance.

ITS IS THEREFORE ORDERED that Licensee is hereby discharged from the requirements of the Final Order filed on April 7, 2009.

IT IS SO ORDERED

KANSAS STATE BOARD OF HEALING ARTS



John (Jack) Confer
Executive Director

Date

41-13-6th

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Journal Entry of Satisfaction was served on the 20th day of April, 2009 by United States mail, first class postage prepaid and addressed to:

Randy A Cook DO
2214 Canterbury Dr.
Ste 202
Hays, KS 67601

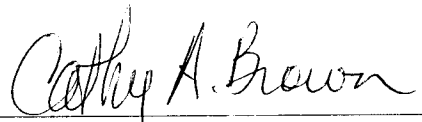
and a copy hand delivered to the office of:

Kathleen Selzler Lippert
Litigation Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 6603-3068

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

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

John (Jack) Confer
Executive Director
Kansas State Board of Healing Arts
235 S Topeka Blvd
Topeka, KS 66603



Cathy Brown
Executive Assistant

FILED

CHP

APR 20 2009

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

KS State Board of Healing Arts

In the Matter of)
)
Randy A Cook, DO) Docket No. 09-HA00129
)
Kansas license No. 05-19914)

FINAL ORDER

NOW, on this 13th day of April 2009, this matter comes before John (Jack) Confer, Executive Director of the Kansas State Board of Healing Arts. After reviewing the file and being advised in the premises, the Executive Director makes the following determinations.

1. On February 9, 2009 the Executive Director issued a Summary Order regarding the license of Randy A Cook, D.O. ("Licensee") to practice as a doctor of osteopathy in the state of Kansas. The Summary Order contained a provision assessing a \$500 civil fine against Licensee, due payable on or before March 9, 2009

2. On February 9, 2009 the Executive Director issued a Summary Order regarding the license of Randy A Cook, D.O. ("Licensee") to practice as a doctor of osteopathy in the state of Kansas. The Summary Order contained a provision for the Licensee to complete 18 hours of Category I continuing education, due on or before May 9, 2009

3. The Summary Order contained a notice that a written request for hearing could be filed within 15 days following service, but if no hearing is requested, the Summary Order would be come effective as a Final Order of the Board upon expiration of the time for the requesting a hearing.

4. No hearing has been requested by any party; therefore the Summary Order became effective as a final order on March 2, 2009

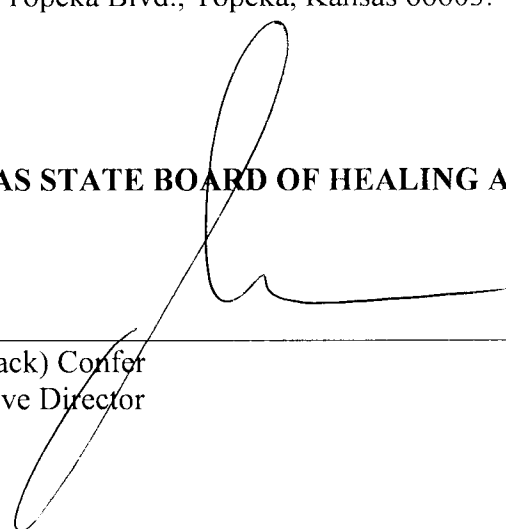
IT IS SO ORDERED

NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. Pursuant to K.S.A. 77-601 *et. seq.* a party to whom a Final Order is issued may petition for judicial review of this Final Order. The petition for judicial review must be filed within thirty (30) days of service of this Final Order. In the event a petition for judicial review is filed pursuant to K.S.A. 77-613(e), the Agency Officer to be served on behalf of the Kansas State Board of Healing Arts is Jack Confer, Executive Director, Kansas State Board of Healing Arts, 235 S Topeka Blvd., Topeka, Kansas 66603.

DATED this 13th day of April, 2009

KANSAS STATE BOARD OF HEALING ARTS



John (Jack) Confer
Executive Director

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Final Order was served this 20th day of April, 2009 by United States mail, first class postage prepaid and addressed to:

Randy A Cook DO
2214 Canterbury Dr.
Ste 202
Hays, KS 67601


and a copy hand delivered to the office of:

Kathleen Selzler Lippert
Litigation Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 6603-3068

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

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

John (Jack) Confer
Executive Director
Kansas State Board of Healing Arts
235 S Topeka Blvd
Topeka, KS 66603



Cathy Brown
Executive Assistant

FILED *CH*

FEB 09 2009

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

KS State Board of Healing Arts

In the Matter of)
)
Randy Cook, DO)
License No. 05-19914)
_____)

Docket Number: *09-HA00129*

SUMMARY ORDER

NOW ON THIS *9th* day of February, 2009, this matter comes before Jack Confer, Executive Director, 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 order are made for and on behalf of the Board:

1. Randy Cook, DO ("Licensee") was originally issued license number 05-19914 to practice osteopathic medicine and surgery in the State of Kansas on December 10, 1982, 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, 2007, or 100 contact hours of continuing education since April 1, 2006, or 150 contact hours of continuing education since April 1, 2005, before or with the request for renewal.
3. On or about August 21, 2008, Licensee submitted an application for renewal of their license.
4. As part of the renewal process, Licensee certified that the rules regarding proof of continuing education had been read, that 50 hours of continuing education hours had been

achieved, 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 November 14, 2008, a letter was mailed to Licensee requesting that Licensee provide no later than December 31, 2008, the records relied upon when Licensee certified achievement of the required continuing education hours.

7. On December 3, 2008, Licensee provided documentation of the achievement of 1 hour of category I and 16 hours of category II.

8. On December 10, 2008, a letter was mailed advising the Licensee that he was deficit 19 hours of category I and 14 hours of either category I or category II.

9. On December 19, 2008 the Licensee's attorney contacted the board staff and reported that the Licensee was short the additional hours.

10. Board Staff contacted the Licensee's staff on December 29, 2008, and explained what was considered category II, and how to document these type of hours.

11. On December 30, 2008, Licensee provided documentation of an additional 10 hours category I and 14 hours of category II.

12. Licensee failed to provide documented evidence of 20 hours of category I continuing education hours since April 1, 2007.

13. By certifying that the licensee had met the requirement for renewal, Licensee violated K.S.A. 65-2836 (q), "committed fraud or misrepresentation in applying for or securing an original, renewal or reinstatement."

14. In addition to any other penalty prescribed under the healing arts act, K.S.A. 65-2863a authorizes the Board to assess an administrative fine in an amount not exceeding \$5,000 for the first violation of the healing arts act.

IT IS, THEREFORE, ORDERED that the license of Licensee be assessed a civil fine in the amount of \$500, payable within thirty days of the effective date of this order, for failure to have met the continuing education requirement at the time of renewal.

IT IS FURTHER ORDERED that licensee shall provide documentation of completion of 18 category I continuing education hours within 90 days of the effective date of this order.

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 a hearing must be addressed to Jack Confer, Executive Director, 235 South Topeka Boulevard, Topeka, Kansas 66603.

DATED this 9th day of February, 2009.

KANSAS STATE BOARD OF HEALING ARTS

Jack Confer
Executive Director

CERTIFICATE OF SERVICE

I, do hereby certify that on the 9th day of February, 2009, a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid to the following:

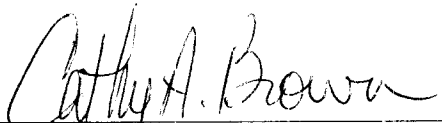
Randy Cook, DO
2214 Canterbury Dr.
Ste 202
Hays, KS 67601

and a copy hand delivered to the office of:

Kathleen Selzler Lippert
Litigation Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 66603-3068

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

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


Cathy Brown
Executive Assistant