

**FILED**

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

DEC 17 1993

**KANSAS STATE BOARD OF  
HEALING ARTS**

In the Matter of )  
 )  
DOUGLAS W. CURRY, M.D. )  
Applicant for Licensure )  
\_\_\_\_\_ )

Case No. 94-00111

**SUMMARY ORDER**

NOW on this 10th day of December, 1993, this matter comes on for consideration before the Kansas State Board of Healing Arts (hereinafter referred to as "Board") sitting as a whole as Presiding Officer in a summary proceeding pursuant to the provisions of K.S.A. 77-537 through 77-541 and K.A.R. 100-19-1(b)(1), the Application for Licensure by Endorsement filed by Douglas W. Curry, M.D. (hereinafter referred to as "Applicant") to practice medicine and surgery in the State of Kansas.

Gretchen E. Schmidt, Staff Counsel, appears for and on behalf of the Board. Applicant does not appear.

After reviewing the application and being otherwise duly advised in the premises, the Board finds as follows:

1. On October 1, 1993, Applicant filed an Application for Endorsement to obtain a license to practice medicine and surgery in the State of Kansas.

2. As part of that application it was indicated Applicant's license to practice medicine had been limited in the State of Nebraska. Further, Applicant's state or federal controlled

substances registration had been restricted.

3. Additional information provided by Applicant, The Federation of State Medical Boards and the National Practitioner Data Bank indicated the following:

a. Applicant prescribed Dextroamphetamine for the purpose of enhancing athletic performance;

b. Applicant continued to prescribe Dextroamphetamine despite notification the patient was using more than instructed;

c. Applicant continued to prescribe Dextroamphetamine despite learning the patient was sharing with others;

d. Applicant prescribed a second controlled substance to counteract the Dextroamphetamine;

e. Applicant prescribed a controlled substance for use by persons not examined by Applicant, and for members of his family with minimal or no adequate medical records to substantiate such prescriptions.

4. The above-noted actions constitute grounds for which the Board may deny an application for licensure to practice the healing arts in the State of Kansas pursuant to the Healing Arts Act, specifically as delineated in the following:

a. Applicant has prescribed, sold, administered, distributed or given a controlled substance to any person for other than medically accepted or lawful purposes. K.S.A. 65-2836(p).

b. Applicant has committed an act of unprofessional or dishonorable conduct. K.S.A. 65-2836(b). "Unprofessional conduct"

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**SUMMARY ORDER**

Douglas W. Curry, M.D.

is defined in K.S.A. 65-2837(b) as including:

(1) prescribing, dispensing, administering, distributing a prescription drug or substance, including a controlled substance, in an excessive, improper or inappropriate manner or quantity or not in the course of the licensee's professional practice (K.S.A. 65-2837(b)(23));

(2) conduct likely to deceive, defraud or harm the public (K.S.A. 65-2837(b)(12)); and

(3) prescribing, ordering, dispensing, administering, selling, supplying or giving any amphetamines or sympathomimetic amines, except as authorized by K.S.A. 65-2837a and amendments thereto (K.S.A. 65-2837(b)(11)).

**IT IS THEREFORE ORDERED** as follows:

1. That the findings here and above made be in the same are made the Order of the Board.

2. Adequate information has been provided to the Board to justify denial of a permanent license to Applicant to practice medicine and surgery in the State of Kansas.

3. This is a Summary Order and either party is entitled to a review of this Order if written request for a hearing is received in the Board office within 15 days of service of this Order upon the parties. If a hearing is not requested, this Order shall become effective upon the expiration of the time for requesting a hearing.

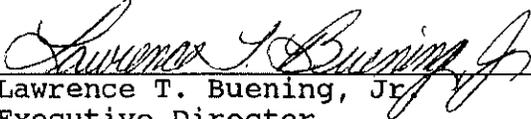
**IT IS SO ORDERED.**

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**SUMMARY ORDER**  
Douglas W. Curry, M.D.

DATED this 17th day of December, 1993.

KANSAS STATE BOARD OF HEALING ARTS



Lawrence T. Buening, Jr.  
Executive Director  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603-3068  
(913) 296-7413

**CERTIFICATE OF SERVICE**

I, Lawrence T. Buening, Jr., hereby certify that on the 17th day of December, 1993, a true and correct copy of the above and foregoing **SUMMARY ORDER** was deposited in the United States mail, first class, postage prepaid, to the following:

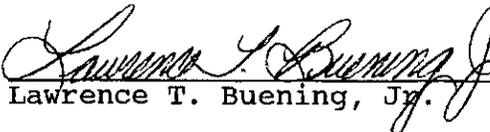
Douglas W. Curry, M.D.  
425 East 61st Street North, Suite 2  
Wichita, Kansas 67219

and a copy was hand-delivered to:

Gretchen E. Schmidt  
Staff Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603-3068

and the original was hand-delivered to:

Office of the Executive Director  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603-3068



Lawrence T. Buening, Jr.

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**SUMMARY ORDER**  
Douglas W. Curry, M.D.