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

APR 20 1993

IN THE MATTER OF)
)
PETER EUGENE DEWITT, M.D.)
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_____)

**KANSAS STATE BOARD OF
HEALING ARTS**

ORDER OF RETROACTIVE MODIFICATION TO LICENSE STATUS

NOW, on this 17th day of April, 1993, comes on for consideration before the Kansas State Board of Healing Arts, sitting as a whole as Presiding Officer in a Conference Proceeding pursuant to the provisions of K.S.A. 77-533, the request of Peter E. DeWitt, M.D., (hereafter "Licensee") for retroactive modification of license status. Licensee appeared pro se.

After reviewing the request and being otherwise duly advised in the premises, the following findings are made:

1. Licensee was issued a postgraduate training permit under K.S.A. 65-2811(a)(3) to be effective July 1, 1991 through June 30, 1994 which limited Licensee's practice to a postgraduate training program but did not authorize or permit Licensee to engage in private practice.

2. Licensee was mailed an application for permanent license on October 28, 1991. Said application was received in the Board office April 8, 1992 and Licensee was notified of missing requirements on April 17, 1992. Missing requirements included payment of temporary permit fee.

3. Payment of temporary permit fee for a permit under K.S.A. 65-2811(a)(1) was received in Board office on June 17, 1992 but the application was not deemed to be complete and no such temporary permit issued until December 18, 1992 when the National Board scores were received by Board office in full satisfaction of the application requirements.

4. A temporary permit was issued under K.S.A. 65-2811(a)(1) effective December 18, 1992 to expire August 15, 1993 which enabled Licensee to practice outside of the postgraduate training program.

5. Licensee actively engaged in the practice of medicine and surgery in the state of Kansas outside of his postgraduate training program from July 1, 1992 and therefore requests that the temporary permit issued under K.S.A. 65-2811(a)(1) be issued with an effective date of July 1, 1992 to be in full compliance with his professional liability insurance coverage he had for the period August 1, 1992 through December 18, 1992.

6. It was due solely to inadvertence and mistake that Licensee did not provide the necessary documentation to meet the qualifications for a temporary permit under K.S.A. 65-2811(a)(1) until December 18, 1992.

IT IS THEREFORE BY THE BOARD ORDERED AS FOLLOWS:

A. That the findings here and above made be and the same are made the order of the Board.

B. The status of the temporary permit issued under K.S.A. 65-2811(a)(1) to Peter E. DeWitt, M.D., to practice medicine

and surgery in the state of Kansas outside of his postgraduate training program should be retroactively modified to reflect that the same was issued and Licensee has held such temporary permit from and after July 1, 1992.

C. That as a condition of aforementioned retroactive modification to the effective date of the temporary permit, an administrative fine in the amount of five-hundred (\$500.00) dollars be assessed to Licensee for his inadvertence and mistake in practicing outside of his postgraduate training permit without a valid license or permit to do so. Payment of said fine to be received in the Board office within ninety (90) days of service of this Order.

D. This is a Final Order and is effective upon service upon the parties. Any party may, within 15 days after service, file a Petition for Reconsideration. The filing of a Petition for Reconsideration is not a prerequisite for seeking administrative or judicial review.

IT IS SO ORDERED.

DATED this 20th day of April, 1993.

KANSAS STATE BOARD OF HEALING ARTS


LAWRENCE T. BUENING, JR.
Executive Director

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., hereby certify that on the 20th day of April, 1993, a true and correct copy of the above and foregoing Order of Retroactive Modification to License Status was deposited in the United States mail, first class, postage prepaid, to the following:

Peter E. DeWitt, M.D.
338 S. Morningside
Wichita, KS 67218

and the original was hand-delivered to:

Charlene K. Abbott
Licensing Administrator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 66603


Lawrence T. Buening, Jr. 49125
Executive Director
Kansas Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 66603

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