

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

In the Matter of)
)
IMAD A. FAKHANI, M.D.)
Applicant)
_____)

r I L E D
AUG 26 1996
**KANSAS STATE BOARD OF
HEALING ARTS**

FINAL ORDER FOLLOWING CONFERENCE HEARING

NOW on this 17th day of August, 1996, this matter comes on for conference proceedings before the Kansas State Board of Healing Arts (hereinafter "Board") at the request of Imad A. Fakhani, M.D. (hereinafter "Applicant") for approval from the Board to sit for Step III of USMLE in the State of Kansas.

Charlene K. Abbott, Licensing Administrator, presented information to the Board. Applicant did not appear.

After hearing statements from the Licensing Administrator and being duly advised in the premises, the Board makes the following findings of fact, conclusions of law and orders:

1. Applicant has taken and failed Step III of the USMLE on three occasions - June 28, 1995, December 5, 1995, and May 14, 1996.

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2. The Board's Policy Statement Number 93-03, dated February 13, 1993, states in paragraph 5, "After January 1, 1994, no individual who has failed any of the examinations approved for licensure and required under either K.S.A. 65-2873(a)(1) or K.S.A. 65-2873(a)(3) on three or more occasions shall be eligible for licensure without having completed additional educational requirements established by the Board."

3. Notice was mailed to Applicant stating that a Conference Hearing was set for 11:30 a.m. on Saturday, August 17, 1996 at the Board office to hear Applicant's request to sit for Step III of USMLE a fourth time. Said notice was filed on August 2, 1996 and sent by first class mail to Applicant's address of record on that same date.

4. Jurisdiction of the Board to conduct this proceeding and act on Applicant's request to sit for the USMLE a fourth time is pursuant to K.S.A. 77-537.

5. Applicant has applied for permanent licensure, but has not passed the examination required for licensure pursuant to K.S.A. 65-2873(a)(3).


6. The Board finds that Applicant did not appear at the conference proceedings nor provided any proof of additional educational requirements as established by the Board in order to sit for Step III of USMLE a fourth time.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Applicant's request to sit for Step III of USMLE a fourth time is hereby denied and made the final order of the Board. This Order is effective upon service. Any party may file a Petition for Reconsideration pursuant to K.S.A. 1995 Supp. 77-529 with the Board within fifteen (15) days of service of this Order. Such petition is not a prerequisite for seeking judicial review.

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IT IS SO ORDERED.

KANSAS STATE BOARD OF HEALING ARTS



LAWRENCE T. BUENING, JR.
Executive Director

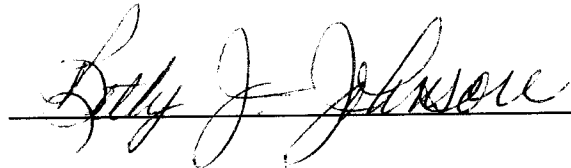
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid, on this 27th day of August, 1996, addressed to the following:

Imad A. Fakhani, M.D.
7450 East 32nd Street No. 502
Wichita Kansas 67226

and a copy was hand-delivered to

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



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