BEFORE THE KANSAS STATE BOARD OF HEALING ARTS

In the Matter of
Gary K. Forshee, D.C.
Kansas License Number 1-3208

ORDER OF RETROACTIVE REINSTATEMENT

NOW, on this 14th day of October, 1989, comes on for hearing before the whole board sitting as presiding officer in a summary adjudicative proceeding pursuant to the provisions of K.S.A. 1988 Supp. 77-538, the application of Gary K. Forshee, D.C., hereinafter referred to as "Licensee", for retroactive reinstatement of his license to practice chiropractic in the State of Kansas. Licensee did not appear.

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

1. That Licensee was originally granted license number 1-3208 to practice chiropractic in the State of Kansas on January 9, 1971.

2. That pursuant to K.S.A. 1988 Supp. 65-2809, Licensee's license was cancelled on August 1, 1989, due to Licensee's failure to renew said license as specified in said statute.

3. That on August 27, 1989, Licensee filed in the board office an application for reinstatement of his license to practice chiropractic in the State of Kansas, together with other supporting documentation.

4. That Licensee continued to practice chiropractic from August 1, 1989 until August 27, 1989, although his license to so practice had been cancelled pursuant to the statutes of the State of Kansas.

5. That it appears the failure of Licensee to properly renew his license prior to cancellation on August 1, 1989 was due solely to inadvertence, negligence and mistake and was not due to any intentional conduct on the part of Licensee.

IT IS THEREFORE BY THE BOARD ORDERED AS FOLLOWS:

1. That the findings hereinabove made be and the same are made the order of the Board.

2. That the license of Licensee, Gary K. Forshee, D.C., to practice chiropractic in the State of Kansas should be retroactively reinstated to be effective from and after August 1, 1989.

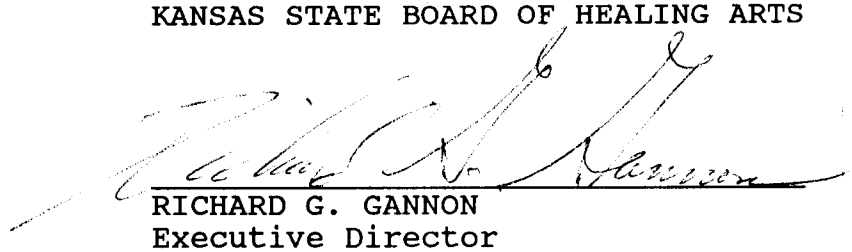
3. That as a result of Licensee's negligence, inadvertence and mistake in failing to properly renew his license prior to its expiration and continuing to practice from the period August 1, 1989 until August 27, 1989 without proper authority to do so issued by the Board, Licensee should be fined the sum of $100.00, which sum should be forthwith paid to the Board.

4. That Licensee is entitled to an administrative review of this Order of Reinstatement if a written request is received in the board office within fifteen (15) days of the date of service of this Order upon Licensee.

IT IS SO ORDERED.

DATED this 1st day of December, 1989.

KANSAS STATE BOARD OF HEALING ARTS

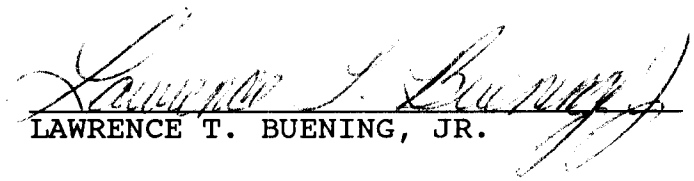


RICHARD G. GANNON
Executive Director

Prepared by:
LAWRENCE T. BUENING, JR.
General Counsel
Kansas State Board of Healing Arts
900 S.W. Jackson, Suite 553
Topeka, Kansas 66612
(913) 296-7413

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., General Counsel for the Board of Healing Arts, hereby certify that I served the above Order of Retroactive Reinstatement by United States first class mail, postage prepaid to Gary K. Forshee, D.C., Route 2, Box 137-G, Bonner Springs, Kansas 66012, on this 1st day of December, 1989.



LAWRENCE T. BUENING, JR.