

**F I L E D**

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

DEC 1 1999

KANSAS STATE BOARD OF  
HEALING ARTS  
*Wing*

In the Matter of )  
Douglas Geenens, D.O. )  
Kansas License No. 5-22577 )  
\_\_\_\_\_ )

Docket No. 05-HA-36

**CONSENT ORDER**

COMES NOW the Kansas State Board of Healing Arts ("Board"), by and through Stacy L. Cook, Litigation Counsel, ("Petitioner"), and Douglas Geenens, D.O., ("Licensee"), by and through B K Christopher and move the Board for approval of a Consent Order affecting Licensee's license to practice osteopathic medicine and surgery in the State of Kansas. The parties stipulate and agree to the following:

1. Licensee's last known mailing address to the Board is 4707 College Blvd., #201, Overland Park, Kansas, 66211.
2. Licensee is or has been entitled to engage in the practice of osteopathic medicine and surgery in the State of Kansas, having been issued License No. 5-22577 on February 10, 1989. Licensee's license status is active.
3. The Board is the sole and exclusive administrative agency in the State of Kansas authorized to regulate the practice of the healing arts, specifically the practice of osteopathic medicine and surgery.
4. This Consent Order and the filing of such document are in accordance with applicable law and the Board has jurisdiction to enter into the Consent Order as provided by K.S.A. 65-2838. Upon approval, these stipulations shall constitute the findings of the Board, and this Consent Order shall constitute the Board's Final Order.

5. The Kansas Healing Arts Act is constitutional on its face and as applied in this case.

6. Licensee agrees that, in considering this matter, the Board is not acting beyond its jurisdiction as provided by law.

7. Licensee voluntarily and knowingly waives his right to a hearing. Licensee voluntarily and knowingly waives his right to present a defense by oral testimony and documentary evidence, to submit rebuttal evidence, and to conduct cross-examination of witnesses. Licensee voluntarily and knowingly agrees to waive all possible substantive and procedural motions and defenses that could be raised if an administrative hearing were held.

8. The terms and conditions of the Consent Order are entered into between the undersigned parties and are submitted for the purpose of allowing these terms and conditions to become an Order of the Board. This Consent Order shall not be binding on the Board until an authorized signature is affixed at the end of this document.

Licensee specifically acknowledges that counsel for the Board is not authorized to sign this Consent Order on behalf of the Board.

9. Licensee's specialty is psychiatry.

10. On January 31, 2003, Licensee began providing medical care and treatment to "Patient A," a forty-three year-old female.

11. Patient A was referred to Licensee by her spouse, a psychologist who had previously referred other patients to Licensee for psychiatric treatment.

12. Licensee treated Patient A for depression and marital issues.

13. Licensee treated Patient A on approximately three occasions.

14. On April 22, 2003, Licensee terminated the physician-patient relationship with Patient A.

15. Following the termination of the physician-patient relationship, Licensee and Patient A began a social relationship.

16. Approximately two months after the termination of the physician-patient relationship, Licensee engaged in a sexually intimate relationship with Patient A.

17. Pursuant to K.S.A. 65-2836(b), as further defined by K.S.A. 65-2837(b)(16), the Board has grounds to revoke, suspend or otherwise limit Licensee's license.

18. According to K.S.A. 65-2838(b), the Board has authority to enter into this Consent Order without the necessity of proceeding to a formal hearing.

19. In lieu of the conclusion of formal proceedings, Licensee, by signature affixed to this Consent Order, hereby voluntarily agrees to the following disciplinary action with respect to his license:

- (a) Licensee's license shall be suspended for the duration of six months. The suspension shall be stayed except from December 12, 2004 through December 18, 2004. If Licensee engages in conduct determined to be unprofessional conduct during this time then the Board may remove the stay of suspension;
- (b) Licensee is publicly censured for engaging in conduct determined by the Board to be unprofessional conduct;
- (c) Licensee agrees to attend and successfully complete the

course on maintaining proper boundaries at Vanderbilt Medical Center held March 9 through March 11, 2005.

Licensee must submit proof of satisfactory completion of the course. Licensee must insure that a report of his participation shall be submitted to the Board. Licensee is responsible for all associated expenses; and

- (d) Licensee agrees to submit to psychoanalytically-oriented case supervision with particular emphasis on boundary and countertransference issues. The goal of the case supervision is to provide Licensee with insight into areas of weaknesses regarding countertransference and boundary issues. The case supervision shall be performed by a training analyst who is licensed to practice medicine and who is approved by the Board. Licensee is required to meet with the case supervisor a minimum of two times per month, one hour on each occasion. Licensee is expected to present current and past cases for review of the supervisor. Licensee agrees that the case supervisor shall be provided with a copy **Confidential** and may discuss the supervision with Board staff. Licensee agrees that the case supervisor shall provide a report to the Board each month confirming participation by Licensee and describing the activities. The report is due on or before the

fifteenth day of the following month. Licensee is responsible for all expenses associated with the case supervisor. Such supervision shall be conducted for at least two years and Licensee must obtain Board approval in order to terminate this provision. The case supervisor shall notify the Board of any concerns or recommendations regarding Licensee's practice. Licensee agrees to follow all recommendations of the case supervisor, including any recommendations on the frequency of the meetings. If the Board determines, with the input of the case supervisor, that more intensive work is required, the Board may require case supervision of two times per week for three months.

20. Licensee's failure to comply with the provisions of the Consent Order may result in the Board taking further disciplinary action as the Board deems appropriate according to the Kansas Administrative Procedure Act.

21. Nothing in the Consent Order shall be construed to deny the Board jurisdiction to investigate alleged violations of the Healing Arts Act, or to investigate complaints received under the Risk Management law, K.S.A. 65-4921 *et seq.*, that are known or unknown and are not covered under this Consent Order, or to initiate formal proceedings based upon known or unknown allegations of violations of the Healing Arts Act.

22. Licensee hereby releases the Board, its individual members (in their official and personal capacities), attorneys, employees and agents, hereinafter

collectively referred to as ("Releasees"), from any and all claims, including but not limited to, those alleged damages, actions, liabilities, both administrative and civil, including the Kansas Act for Judicial Review and Civil Enforcement of Agency Actions, K.S.A. 77-601 *et seq.* arising out of the investigation and acts leading to the execution of this Consent Order. This release shall forever discharge the Releasees of any and all claims or demands of every kind and nature that Licensee has claimed to have had at the time of this release or might have had, either known or unknown, suspected of unsuspected, and Licensee shall not commence to persecute, cause or permit to be prosecuted, any action or proceeding of any description against the Releasees.

23. Licensee further understands and agrees that upon signature by Licensee, this document shall be deemed a public record and shall be reported to the National Practitioner Databank, Federation of State Medical Boards, and any other reporting entities requiring disclosure of the Consent Order. Confidential

Confidential

24. This Consent Order, when signed by both parties, constitutes the entire agreement between the parties and may only be modified or amended by a subsequent document executed in the same manner by the parties.

25. Licensee agrees that all information maintained by the Board pertaining to the nature and result of any complaint and/or investigation may be fully disclosed to and considered by the Board in conjunction with the presentation of any offer of settlement, even if Licensee is not present. Licensee further acknowledges that the Board may conduct further inquiry as it deems necessary before the complete or partial acceptance

or rejection of any offer of settlement.

26. Licensee, by signature to this document waives any objection to the participation of the Board members, including the Disciplinary Panel, in the consideration of this offer of settlement and agrees not to seek the disqualification or recusal of any Board member in any future proceeding on the basis that the Board member has received investigative information from any source which otherwise may not be admissible or admitted as evidence.

27. Licensee acknowledges that he has read this Consent Order and fully understands the contents.

28. Licensee acknowledges that this Consent Order has been entered into freely and voluntarily.

29. All correspondence or communication between Licensee and the Board relating to this Consent Order shall be by certified mail addressed to the Kansas State Board of Healing Arts, Attn: Stacy L. Cook, 235 S. Topeka Blvd., Topeka, Kansas 66603-3068.

30. Licensee shall obey all federal, state and local laws and rules governing the practice of osteopathic medicine and surgery in the State of Kansas that may be in place at the time of execution of the Consent Order or may become effective subsequent to the execution of this document.

31. Upon execution of this Consent Order by affixing a Board authorized signature below, the provisions of this Consent Order shall become an Order under K.S.A. 65-2838. This Consent Order shall constitute the Board's Order when filed with the Office of the Executive Director for the Board and no further Order is required.

32. The Board may consider all aspects of this Consent Order in any future matter regarding Licensee.

**IT IS THEREFORE ORDERED** that the Consent Order and agreement of the parties contained herein is adopted by the Board as findings of fact and conclusions of law.

**IT IS FURTHER ORDERED** that in lieu of the conclusion of formal proceedings, Licensee, by signature affixed to this Consent Order, hereby voluntarily agrees to the following disciplinary action with respect to his license:

- (a) Licensee's license shall be suspended for the duration of six months. The suspension shall be stayed except from December 12, 2004 through December 18, 2004. If Licensee engages in conduct determined to be unprofessional conduct during this time then the Board may remove the stay of suspension;
- (b) Licensee is publicly censured for engaging in conduct determined by the Board to be unprofessional conduct;
- (c) Licensee agrees to attend and successfully complete the course on maintaining proper boundaries at Vanderbilt Medical Center held March 9 through March 11, 2005. Licensee must submit proof of satisfactory completion of the course. Licensee must insure that a report of his participation shall be submitted to the Board. Licensee is

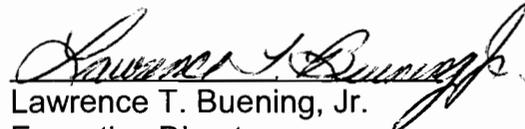
responsible for all associated expenses; and

- (d) Licensee agrees to submit to psychoanalytically-oriented case supervision with particular emphasis on boundary and countertransference issues. The goal of the case supervision is to provide Licensee with insight into areas of weaknesses regarding countertransference and boundary issues. The case supervision shall be performed by a training analyst who is licensed to practice medicine and who is approved by the Board. Licensee is required to meet with the case supervisor a minimum of two times per month, one hour on each occasion. Licensee is expected to present current and past cases for review of the supervisor. Licensee agrees that the case supervisor shall be provided with a copy Confidential and may discuss the supervision with Board staff. Licensee agrees that the case supervisor shall provide a report to the Board each month confirming participation by Licensee and describing the activities. The report is due on or before the fifteenth day of the following month. Licensee is responsible for all expenses associated with the case supervisor. Such supervision shall be conducted for at least two years and Licensee must obtain Board approval in order to terminate this provision. The case supervisor shall notify the Board of

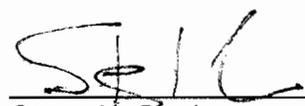
any concerns or recommendations regarding Licensee's practice. Licensee agrees to follow all recommendations of the case supervisor, including any recommendations on the frequency of the meetings. If the Board determines, with the input of the case supervisor, that more intensive work is required, the Board may require case supervision of two times per week for three months.

IT IS SO ORDERED on this 10<sup>th</sup> day of December, 2004

**FOR THE KANSAS STATE  
BOARD OF HEALING ARTS:**

  
Lawrence T. Buening, Jr.  
Executive Director

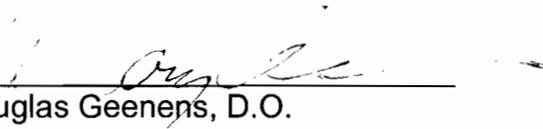
**PREPARED AND APPROVED BY:**

  
Stacy L. Cook #16385  
Litigation Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3065  
(785) 296-7413

  
BK Christopher #16387  
John G. Gromowsky #19698

Horn, Aylward & Bandy, LLC  
2600 Grand Blvd., Suite 500  
Kansas City, Missouri 64108

**AGREED TO BY:**

  
\_\_\_\_\_  
Douglas Geenens, D.O.  
Licensee

**CERTIFICATION OF SERVICE**

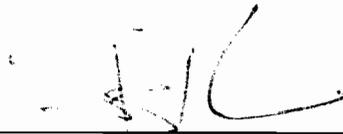
I, Stacy L. Cook, hereby certify that the Consent Order was served this \_\_\_\_\_ day of November, 2004, by depositing the same in the United States mail, postage prepaid, and addressed to the following:

*hand-delivered*

BK Christopher  
John G. Gromowsky  
Horn, Aylward & Bandy, LLC  
2600 Grand Blvd., Suite 500  
Kansas City, Missouri 64108

and the original was hand-delivered for filing to:

Lawrence T. Buening, Jr.  
Executive Director  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3068

A handwritten signature in black ink, appearing to read 'Stacy L. Cook', written over a horizontal line.

Stacy L. Cook