

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FILED

JUN 20 1994

**KANSAS STATE BOARD OF
HEALING ARTS**

Case No. 94-00171

In the Matter of)
)
ALAN H. GRIGNON)
Applicant for Registration)
_____)

FINAL ORDER

NOW on this 3rd day of June, 1994, comes on for consideration before the Kansas State Board of Healing Arts ("Board") sitting as a whole as Presiding Officer in a conference proceeding pursuant to the provisions of K.S.A. 77-533 through 77-535, the application of Alan H. Grignon ("Applicant") for registration as an occupational therapy assistant. Gretchen E. Schmidt, Associate 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:

FINDINGS OF FACT

1. On December 1, 1992, Applicant filed an application for registration to practice as an occupational therapy assistant in the State of Kansas.
2. Based upon information provided by Applicant in his application for registration, the Board conducted an investigation into the fact Applicant had previously ceased the active practice of occupational therapy and in response to the Board's difficulty in verifying Applicant's professional references and past employment.
3. Applicant provided misrepresentations and omissions in his application for

registration. Specifically, in response to question number 12 of the application which states "have you ever been hospitalized or treated for a nervous or mental condition," Applicant answered "no." According to certified records of the State of Florida Board of Medicine,

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Applicant further indicated in his application he had never been licensed in any other state despite having been issued a probationary license in the State of Florida.

4. Applicant was employed by Marquette General Hospital from August 23, 1990 to May 9, 1991 as a certified occupational therapy assistant and was terminated May 9, 1991 for failure to meet performance expectations.

5. According to the State of Florida Board of Medicine records and Applicant's admissions to the Florida Board, Confidential

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CONCLUSIONS OF LAW

The above-noted facts constitute grounds for which the Board may deny an application for registration to practice occupational therapy in the State of Kansas. K.S.A. 65-5410 provides that the Board may deny a registration where the applicant is guilty of unprofessional conduct which has endangered or is likely to endanger the health, welfare or safety of the public. The applicable instances of "unprofessional conduct" involving Applicant are as follows:

1. Applicant has attempted to obtain a registration by means of fraud, misrepresentation or concealment of material facts. K.S.A. 65-5410(a)(1).

2. Applicant is guilty of unprofessional conduct as defined by rules and regulations adopted by the Board. K.S.A. 65-5410(a)(2). Applicant has committed acts of "unprofessional conduct" as defined in K.A.R. 100-54-5 by practicing occupational therapy without reasonable skill and safety because of illness, alcoholism, excessive use of drugs, controlled substances, chemicals or any other type of material or as a result of any mental or physical condition and by having an occupational therapy license revoked, suspended or limited by another state.

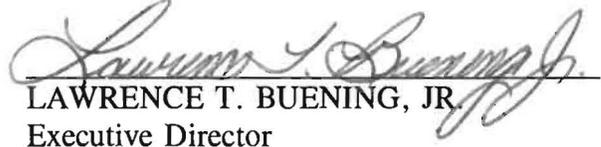
IT IS THEREFORE ORDERED as follows:

1. That the findings herein 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 registration to Applicant to practice as an occupational therapy assistant in the State of Kansas. Applicant's application for registration is therefore **DENIED**.
3. 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 June, 1994.

KANSAS STATE BOARD HEALING ARTS


LAWRENCE T. BUENING, JR.
Executive Director

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., certify that on this 20th day of June, 1994, a true and correct copy of the above **FINAL ORDER** was deposited in the United States mail, first class, postage prepaid, addressed to the following:

Alan H. Grignon
Confidential
Shawnee, Kansas 66216

and copies were hand-delivered to:

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

Charlene K. Abbott
Licensing Administrator
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.