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APR 14 2021

KS State Board of Healing Arts

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

In the Matter of

Michael S. Hall P.A.
Kansas License No. 15-00992

KSBHA Docket No. 17-HA00062
OAH No. 18HA0001 BHA

CONSENT ORDER

COMES NOW, the Kansas State Board of Healing Arts, ("Board"), and Mike S. Hall, P.A. ("Licensee"), by and through his counsel Mark Stafford and Diane Bellquist (collectively, the "Parties") and move the Board for approval of a Consent Order affecting Licensee's license to practice as a physician assistant in the State of Kansas. The Parties stipulate and agree to the following:

1. Licensee's last known mailing address to the Board is: **CONFIDENTIAL**
CONFIDENTIAL.
2. Licensee is or has been entitled to engage in the practice as a physician assistant in the State of Kansas, having been issued License No. 15-00992 on or about December 11, 2004, and having last renewed such license on December 2, 2020.
3. The Board is the sole and exclusive administrative agency in the State of Kansas authorized to regulate the practice of medicine, specifically the practice of a physician assistant. K.S.A. 65-28a01, et seq.
4. Upon approval by the Board, these stipulations shall constitute the findings of the Board, and this Consent Order shall constitute the Board's Final Order.
5. The Kansas Physician Assistant Licensure Act is constitutional on its face and as applied in the case. Licensee agrees that, in considering this matter, the Board is not acting beyond its jurisdiction as provided by law.

Consent Order
Mike S. Hall, P.A.

6. Licensee voluntarily and knowingly waives his right to all administrative remedies and/or judicial review, including but not limited to waiver of all claims in any pending Petition(s) for judicial review.

7. The terms and conditions of the Consent Order are entered into between the undersigned parties and are submitted to the Board 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 the signature of the Board's Executive Director is affixed at the end of this document.

8. The Board has received information and investigated the same, and has reason to believe that there may be grounds pursuant to K.S.A. 65-28a05, to take action with respect to Licensee's license under the Kansas Physician Assistant Licensure Act, K.S.A. 65-28a01, et seq.

9. While Licensee denies the facts, for purposes of this settlement, he will not continue to contest the Board's findings and conclusions of law contained in paragraphs 10 through 13.

10. On or about **CONFIDENTIAL**, Licensee first met a thirty (30) year old female (referred to as Patient 1), on a plane flight traveling to Las Vegas, Nevada. Licensee provided Patient 1 with his office information.

11. From approximately October 2014 to April 2015, Licensee provided care and treatment to Patient 1 as a physician assistant.

12. The preponderance of the evidence shows that during the time in which Licensee and Patient 1 had an active licensee-patient relationship, Licensee engaged in a consensual romantic relationship with Patient 1.

13. Licensee acknowledges that the Board has sufficient evidence to prove that Licensee violated the Kansas Physician Assistant Licensure Act, specifically K.S.A. 65-28a05(a), in that Licensee committed an act of unprofessional conduct as put forth in paragraphs 10 through 12.

14. Pursuant to K.S.A. 65-28a05, the Board has grounds to revoke, suspend, limit and/or censure Licensee's license for violations of the Kansas Physician Assistant Licensure Act.

15. Licensee further waives his right to dispute or otherwise contest these allegations in any future proceeding before this Board.

16. Licensee further understands and agrees that if the Board finds, after written notice and an opportunity for a hearing, that Licensee has failed to comply with any of the terms of this Consent Order, the Board may immediately impose any sanction provided for by law, including but not limited to suspension or revocation of Licensee's license to practice as a physician assistant in the State of Kansas. Licensee hereby expressly understands and agrees that, at any such hearing, the sole issue shall be whether Licensee has failed to comply with any of the terms or conditions set forth in this Consent Order. The Board acknowledges that at any such hearing, Licensee retains the right to confront and examine all witnesses, present evidence, testify on his own behalf, contest the allegations, present oral argument, appeal to the courts, and all other rights set forth in the Kansas Administrative Procedure Act, K.S.A. 77-501, et seq., and the Kansas Physician Assistant Licensure Act, K.S.A. 65-28a0 1, et seq.

17. Nothing in this Consent Order shall be construed to deny the Board jurisdiction to investigate newly alleged violations of the Kansas Physician Assistant

Licensure Act, or to investigate complaints received under the Risk Management Law, K.S.A. 65-4921 , et seq., that are currently unknown and not covered under KSBHA

CONFIDENTIAL

and this Consent Order, or to initiate formal proceedings based upon currently unknown allegations of violations of the Kansas Physician Assistant Licensure Act.

18. Licensee hereby releases the Board, its individual members (in their official and personal capacity), 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 Judicial Review Act, 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 or unsuspected, and Licensee shall not commence to prosecute, cause or perm it to be prosecuted, any action or proceeding of any description against the Releasees.

19. Licensee further understands and agrees that upon signature by Licensee, this document shall be deemed a public record and shall be reported to any entities authorized to receive disclosure of the Consent Order.

20. 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.

21. 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.

22. Licensee acknowledges that he has read this Consent Order, has had an opportunity to seek legal advice from a Kansas-licensed attorney, and fully understands the contents of this Consent Order.

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

24. All correspondence or communication between Licensee and the Board relating to the Consent Order shall be by certified mail, or via email, addressed to the following:

Kansas State Board of Healing Arts
Attn: Compliance Coordinator
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612
KSBHA_compliancecoordinator@ks.gov

25. Licensee shall obey all federal, state and local laws and rules governing the practice of a physician assistant 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.

26. Upon execution of this Consent Order by affixing a Board authorized signature below, the provisions of this Consent Order shall become a Final Order under K.S.A. 77-526. 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.

27. Licensee shall immediately notify the Board or its designee of any citation, arrest or charge filed against him or any convictions for any criminal offenses (excluding minor traffic offenses) until a Journal Entry is entered acknowledging all the terms of this Consent Order have been satisfied.

28. Licensee shall immediately notify the Board or its designee of any complaint filed, or investigation opened, by the proper licensing authority of another state, territory, District of Columbia, or other country, or by a peer review body, a health care facility, a professional association or society, or by a governmental agency-until a Journal Entry is entered acknowledging all the terms of this Consent Order have been satisfied.

29. Licensee shall at all times keep Board staff informed of all his current practice locations, addresses and telephone numbers. Licensee shall provide the above information in writing to the Board within ten (10) days of any such change until a Journal Entry is entered acknowledging all the terms of this Consent Order have been satisfied.

30. This Consent Order constitutes public disciplinary action.

31. The Board may consider all aspects of this Consent Order in any future matter regarding Licensee, but nothing in this Consent Order shall be construed as an admission against Licensee as to any future matter.

32. Licensee, by signature affixed to this Consent Order, hereby voluntarily agrees to the following public disciplinary action against his license to engage in the practice of a physician assistant:

PUBLIC CENSURE

33. Licensee, Michael Hall, is hereby **PUBLICLY CENSURED** by the Kansas State Board of Healing Arts.

EDUCATION

34. On or before August 31, 2021, Licensee shall attend (whether in person or via video conferencing) and successfully complete a "ProBE Ethics & Boundaries Course" put on by the Center for Personalized Education for Physicians.

35. On or before June 1, 2021, Licensee shall notify the Compliance Coordinator in writing of the course and date of the course that Licensee has registered to take.

36. Licensee shall provide proof of successful completion of the course/seminar to the Board within thirty (30) days of attending the in-person course/seminar.

37. These hours shall be in addition to those hours required for renewal of licensure.

38. All foreseen and unforeseen costs associated with the aforementioned course/seminar shall be at Licensee's own expense to include, but not be limited to, the cost of the course/seminar travel, lodging, program fee, meals, etc.

BOARD COSTS

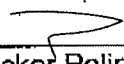
39. Licensee is hereby ordered to pay \$2,123.00 of the Board's incurred costs in conducting the proceedings in this matter under the Kansas Administrative Procedure Act. These costs shall be paid in full on or before December 31, 2021.

40. Licensee shall make all payments, which shall be in the form of cashier's check or money order, to the "Kansas State Board of Healing Arts".

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

IT IS SO ORDERED on this 14th day of April, 2021.


FOR THE KANSAS STATE
BOARD OF HEALING ARTS:



Tucker Poling
Executive Director

4/14/21

Date



Mike S. Hall, P.A.
Licensee

4-12-21

Date

PREPARED AND APPROVED BY:

/s/ Diane L. Bellquist

Diane L. Bellquist, #20969
Joseph, Hollander & Craft, LLC
1508 SW Topeka Blvd.
Topeka, Kansas 66612

Consent Order
Mike S. Hall, P.A.

P: (785) 234-3272
F: (785) 234-3610
dbellquist@josephhollander.com

/s/ Mark W. Stafford
Mark W. Stafford, #13223
Forbes Law Group
6900 College Boulevard, Suite 840
Overland Park, Kansas 66211
Main: 913-341-8600
Direct: 913-341-0664
mstafford@forbeslawgroup.com

Attorneys for Michael S. Hall, P.A.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I served a true and correct copy of the Consent Order by United States mail, postage prepaid, on this 14th day of April, 2021 following:

Mike S. Hall, P.A.
Licensee
CONFIDENTIAL

Diane L. Bellquist, #20969
Joseph, Hollander & Craft, LLC
1508 SW Topeka Blvd.
Topeka, Kansas 66612

Mark W. Stafford, #13223
Forbes Law Group
6900 College Boulevard, Suite 840
Overland Park, Kansas 66211

And the original was hand-filed with:

Tucker Poling
Executive Director
Kansas Board of Healing Arts

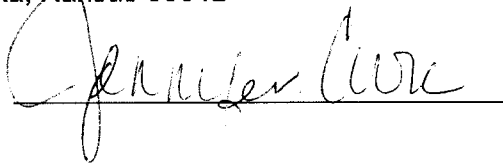
Consent Order
Mike S. Hall, P.A.

800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

And a copy was hand-delivered to:

Compliance Coordinator
Kansas Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Licensing Administrator
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

A handwritten signature in black ink, appearing to read "Jennifer Clark", is written over a horizontal line. The signature is cursive and somewhat stylized.