

JUL 27 2018

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

KS State Board of Healing Arts

<b>In the Matter of</b>	)	
<b>ERIC HAWKINS, D.C.</b>	)	
	)	
<b>Kansas License No. 01-05030</b>	)	<b>Docket No. 19-HA00006</b>
_____	)	

**EX PARTE EMERGENCY ORDER OF SUSPENSION**

On July 27th, 2018, this matter came before the Board on Petitioner’s Motion for *Ex Parte* Emergency Order of Suspension and for Emergency Proceedings.

Upon review of the agency record in KSBHA Docket No. 19-HA00006, including the Petition, Motions, and attached exhibits, the Presiding Officer finds, concludes and orders as follows:

1. On July 26, 2018, Petitioner filed a Petition alleging that Eric Hawkins, D.C., (“Licensee”) committed violations of the Healing Arts Act and requesting disciplinary action against Licensee’s license.
2. Petitioner also filed a Motion for *Ex Parte* Emergency Order of Suspension and for Emergency Proceedings (“Motion”).
3. Based on the statements, facts, and evidence set forth in the Motion at paragraphs 3, 8, 9-19, and 23-26, each incorporated here by reference, the Board finds that there is cause to believe that grounds exist for disciplinary action, and an imminent danger to public health and safety exist, pursuant to K.S.A. 65-2838(c) and K.S.A. 77-536(c).
4. Without limitation of the above-referenced facts and exhibits, the basis for the above-referenced conclusions, pursuant to K.S.A. 77-536(c) include:
  - a. There is evidence that while Patient 1 was lying face down on a treatment table, Licensee, without warning, reached under Patient 1’s pants and initiated unwanted

skin to skin touching and massaging of Patient 1's buttocks and inner thigh area and moving aside her undergarments in so doing, without appropriate consent.

- b. There is evidence the Licensee also lifted up the waistband of Patient 1's pants off her skin, telling her that he was interested in her pants and wanted to view the inner label of her pants;
  - c. There is evidence that Licensee did not advise Patient 1 of his intent to do any of the above-described actions either prior to or during those actions.
  - d. There is evidence that immediately following the above-described actions, Patient 1 observed that Licensee had an erection.
  - e. There is evidence that Licensee immediately thereafter embraced Patient 1, without invitation, while Patient 1 was on the treatment table, and again after Patient 1 stood up to leave the treatment room.
5. The Board concludes that the "whole purpose and tenor of the healing arts act is the protection of the public against unprofessional, improper, unauthorized and unqualified practice of the healing arts." *Ryser v. State*, 295 Kan. 452, 466 (2012). Further, the conclusions of law and policy contained and incorporated in the Motion, including but not limited to paragraphs 5-7, and 20-22, incorporated here by reference, also justify the requested emergency suspension pursuant to K.S.A. 77-536(c).

**IT IS THEREFORE, ORDERED** that the license of Eric Hawkins, D.C., is hereby emergently **SUSPENDED** on a temporary basis pending a hearing to determine if there is adequate cause for the suspension to remain in effect during the proceedings on the underlying Petition.

**IT IS SO ORDERED** this 27th day of July, 2018.

**Kansas State Board of Healing Arts**

/s/ Tucker Poling, KS #23266, for  
M. Myron Leinwetter, D.O.  
Presiding Officer

## CERTIFICATE OF SERVICE

I certify that a true copy of the foregoing Order was served this 27th day of July, 2018 by depositing the same in the United States Mail, first-class postage prepaid, and emailing the same, addressed to:

Eric Hawkins, D.C.

[REDACTED]  
Emporia, Kansas 66801  
*Licensee*

Diane Bellquist  
Joseph, Hollander & Craft, LLC  
1508 S.W. Topeka Blvd.  
Topeka, KS 66612-1887  
*Attorney for Licensee*  
[dbellquist@josephhollander.com](mailto:dbellquist@josephhollander.com)

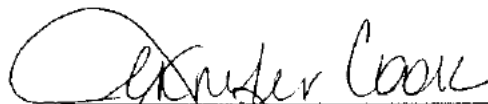
And copies were hand-delivered to:

J. Todd Hiatt, Associate Litigation Counsel  
Susan R. Gering, Deputy Litigation Counsel  
Kansas State Board of Healing Arts  
800 SW Jackson Lower Level, Ste A  
Topeka, KS 66612

And a copy was given to:

M. Myron Leinwetter, D.O.  
KSBHA Presiding Officer  
Kansas State Board of Healing Arts

and the original was filed with the office of the Executive Director.

  
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Jennifer Cook  
Legal Assistant