

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

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|-----------------------------------|---|-------------------------------|
| In the Matter of |) | |
| |) | |
| WILBUR D. HILST, M.D. |) | Docket No. 06-HA-00040 |
| Kansas License No. 4-12627 |) | |
| _____ |) | |

PROPOSED DEFAULT ORDER

NOW ON THIS Tenth Day of December 2005, this matter comes on for hearing before the Board. Respondent Wilbur D. Hilst, M.D. does not appear. Kelli J. Stevens, Litigation Counsel, appears for Petitioner.

Having the agency record before it, the Board fines, concludes and orders as follows:

1. Respondent has received the Petition and Notice of Hearing in this matter. Out-of State counsel made a written request for continuance on December 6, 2005. In a letter dated December 9, 2005, Respondent stated that he voluntarily surrenders his license.
2. The Board finds that Respondent's offer to surrender his license and his lack of appearance indicate that the facts in this matter are not in dispute. The Board finds Respondent in default.
3. Respondent previously was licensed to practice medicine and surgery in the State of Oklahoma. The Oklahoma board revoked Respondent's license July 21, 2005 for repeated violation of a prior order of limitation, and for altering his license card.
4. Respondent denied having disciplinary action by another state when he filed his 2005-2006 renewal application with the Board.

5. The Board concludes that disciplinary action is authorized by K.S.A. 65-2836(j) when a licensee has had a healing arts license revoked in another state, and by K.S.A. 65-2836(a) when a licensee obtains a renewal license through misrepresentation.

6. The Board concludes that an offer to surrender a license while a disciplinary proceeding is pending is not effective unless approved by the Board. In the present case, the Board finds that the facts should be a matter of record, and the offer to surrender should be rejected.

7. The Board takes notice of its prior proceedings in which it took disciplinary action against Respondent. Based upon the prior disciplinary history, and the seriousness of the present violations, the Board finds and concludes that revocation of Respondent's license is appropriate.

IT IS, THEREFORE, ORDERED that the license of Wilbur D. Hilst, M.D. is hereby revoked.

PLEASE TAKE NOTICE that this is proposed default order. A party may file a motion to vacate a proposed default order within seven days following service of the proposed order. Any such motion must be filed with the Executive Director at 235 S. Topeka Blvd., Topeka, KS 66603. A proposed default order becomes effective as a final agency order after the expiration of the time within which the party may file a written motion to vacate the proposed default order.

DATED this ____ Day of January 2006.

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

Lawrence T. Buening, Jr.
Executive Director

Certificate of Service

I certify that a true copy of the foregoing order was served this ____ Day of January 2006 by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Wilbur D. Hilst
1 Ridgeline Dr.
Wewoka, OK 74884

Daniel J. Gamino
3315 NW 63rd Street
Oklahoma City, OK

And a copy was hand-delivered to the office of:

Kelli J. Stevens
235 S. Topeka Blvd.
Topeka, KS 66603