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

**KANSAS STATE BOARD OF
HEALING ARTS**

In the Matter of) Case No. 94-00032
WILBUR HILST, M.D.) 94-00001
Kansas License No. 05-23235)

FINAL ORDER

On July 10, 1997, the Board of Healing Arts, through its designees Dr. Robert Frayser, D.O. and Dr. Emily Taylor, Public Member, considered whether the Licensee, Dr. Wilbur Hilst M.D., violated the Stipulation and Agreement Order incorporated by reference in the Final Order of October 22, 1996 pursuant to the Board's Order to Appear and Show Cause. Present were Disciplinary Counsel, Kevin LaChance, Dr. Wilbur Hilst and his attorney, Brian Wright.

After reviewing the Final Order of October 22, 1996 and the exhibits and hearing the testimony of the witnesses, the Board finds as follows:

1. On October 22, 1996, the Board issued its Final Order incorporating by reference the Stipulation and Agreement which Order is incorporated by reference into this Final Order wherein the Licensee agreed, among other things, to comply with the terms and conditions of his revised contract **Confidential** dated September 19, 1996 wherein he agreed **Confidential**

Confidential

2. In the Stipulation and Agreement, the Licensee agreed **Confidential**

Confidential

3. Licensee and his wife, Margaret-Anne Hilst, were aware that if he failed to comply with the Stipulation, the Board would revoke his license after a Show Cause hearing. [Petitioner's Exhibit 1, pg. 22-23]

4. The Final Order of October 22, 1996 provides that the Licensee's failure to adhere to any provision of the Stipulation as amended will result in immediate revocation of his license.

[Petitioner's Exhibit 1, pg. 5]

Confidential

8. The Board concludes that the Licensee has clearly violated the terms of his contract with Confidential the Stipulation and Agreement and the Final Order of October 22, 1996 and finds insufficient mitigating circumstances to justify the violation. Consequently, the Board revokes Dr. Wilbur Hilst's license to engage in the practice of the healing arts.

NOTICE REGARDING RELIEF FROM THIS ORDER


This is a Final Order and is effective upon service upon the parties. Any party may file a Petition for Reconsideration pursuant to K.S.A. 1996 Supp. 77-529 within 15 days of service. Such Petition is not a prerequisite for seeking judicial review.

Judicial review of this Order may be sought by filing a petition for judicial review in the district court of the State of Kansas, Shawnee County, Third Judicial District, or in another district where venue is proper along with payment of the appropriate docket fee. Such Petition is timely filed within 30 days of this Order, but such time is extended during the pendency of timely attempts to exhaust administrative remedies. The agency officer who is authorized to receive service of such Petition for Judicial Review on behalf of the Kansas State Board of Healing Arts is Executive Director, Lawrence Buening, Jr.

IT IS SO ORDERED.

DATED this 16th day of July, 1997

KANSAS STATE BOARD OF HEALING ARTS



Lawrence T. Buening, Jr., #9125
Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603
913-296-7413

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid, on this 16th day of July 1997, addressed to the following:

Dr. Wilbur Hilst M.D
1821 N. Calhoun Ave.
Liberal, Kansas 67901

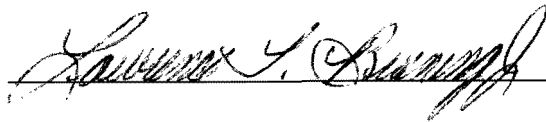
Brian Wright
Turner & Boisseau
3900 Broadway
Great Bend, KS 67530

and a copy was hand-delivered to:

Kevin LaChance
Board of Healing Arts
235 S. Topeka
Topeka, KS 66603

and the original filed in the office of the Executive Director:

Kansas Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 66603



Lawrence J. Swann