

**EFFECTIVE AS A
FINAL ORDER**

DATE: 5/13/14

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

FILED

APR 28 2014

KS State Board of Healing Arts

In the Matter of)
JERALD R. JONES, JR., P.A.)
)
Kansas License No. 15-00303)
_____)

Docket No. 14-HA00109

PROPOSED DEFAULT ORDER REVOKING LICENSURE

NOW on this 11th day of April, 2014, comes on for conference hearing before the Kansas State Board of Healing Arts ("Board"), the Petition for discipline filed by the Board against the physician assistant license of Jerald R. Jones, Jr., PA ("Licensee"). Petitioner appears by and through Jane Weiler, Associate Litigation Counsel. Licensee fails to appear.

Pursuant to the authority granted to the Board by K.S.A. 65-28a01, *et seq.*, and in accordance with the provisions of the Kansas Administrative Procedure Act K.S.A. 77-501 *et seq.*, the Board hereby enters this Proposed Default Order Revoking Licensure in the above-captioned matter. Having the agency record before it, and considering the evidence, statements and arguments of Petitioner, the Board makes the following findings, conclusions and order:

1. Licensee is or has been entitled to engage in practice as a physician assistant in the State of Kansas, having been issued License No. 15-00303 on approximately February 3, 1990, and having last changed his license designation type to Active on approximately October 14, 2013. Licensee failed to renew his license to practice as a physician assistant in the State of Kansas by January 31, 2014, and Licensee's license was cancelled for failure to renew by operation of law.

2. On or about October 14, 2013, Licensee entered in to a Consent Order with the Board in KSBHA Docket Number 14-HA00049 as a condition to being granted an Active license designation.

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3. The Consent Order was entered to resolve allegations that Licensee had repeatedly violated the standard of care; committed conduct likely to deceive, defraud or harm the public, and could not safely practice Confidential

4. The Consent Order was entered to protect the public by imposing limitations and requirements to ensure that Licensee was safe to practice. The provisions of the Consent Order included additional continuing medical education, supervised practice with a Board approved supervisor, Confidential

5. During the time that Licensee has been licensed with an Active designation, Licensee has substantially failed to comply with all the terms and conditions of his Consent Order.

6. By failing to comply with his Consent Order, Licensee has committed an act of unprofessional conduct as defined K.S.A. 65-28a05(a), further defined by K.A.R. 100-28a-8(r) for conduct likely to deceive, defraud or harm the public.

7. Additionally, by agreeing to the terms and conditions pursuant to his Consent Order and then failing to comply, Licensee committed fraud or misrepresentation in applying for or securing an original, renewal, or reinstated license as defined by K.S.A. 65-28a05(a), further defined by K.A.R. 100-28a-8(b).

8. Licensee has also violated K.S.A. 65-28a05(f), in that he violated a lawful order of the Board.

9. On March 18, 2014, a Notice of Conference Hearing was served on Licensee at his last known mailing address. The Notice of Conference Hearing gave notice of the conference hearing to be held at the Board offices on April 11, 2014, at 3:00 p.m.

10. Licensee failed to appear at the conference hearing and, as such, is in default pursuant to K.S.A. 77-520.

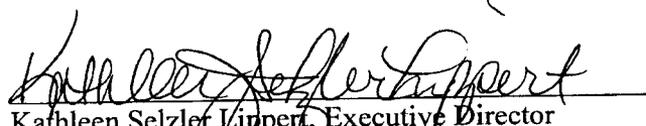
11. The Board concludes that due to Licensee's noncompliance, the Board cannot ensure Licensee's ability to safely practice. Failure to comply with a Board order intended to protect the public is particularly egregious conduct. Licensee's history of Board action is an additional aggravating factor.

12. The Board concludes that there are grounds to revoke Licensee's license pursuant to K.S.A. 65-28a05 and that revocation is warranted in the circumstances.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee is hereby held in DEFAULT pursuant to K.S.A. 77-520.

IT IS FURTHER ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee's license to practice as a physician assistant in the State of Kansas is hereby **REVOKED.**

IT IS SO ORDERED THIS 28 DAY OF April, 2014, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


Kathleen Selzler Lippert, Executive Director
Kansas State Board of Healing Arts

FINAL ORDER NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. A party to an agency proceeding may seek judicial review of a Final Order by filing a petition in the District Court as authorized by K.S.A. 77-601, *et seq.* Reconsideration of a Final Order is not a prerequisite to judicial review. A petition for judicial review is not timely unless filed within 30 days following service of the Final Order. A copy of any petition for judicial review must be served upon Kathleen Selzler Lippert, Executive Director, Kansas Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true copy of the foregoing **FINAL ORDER REVOKING LICENSURE** was served this 13th day of May, 2014 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Jerald R. Jones, Jr., PA
Confidential
Abilene KS 67410

And a copy was hand-delivered to:

Jane Weiler, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

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

Kelli Stevens, General Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

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



Cathy Brown, Executive Assistant