

**FILED**

BEFORE THE BOARD OF HEALING ARTS

OF THE STATE OF KANSAS

FEB 20 1992

In the Matter of the )  
Application For Reinstatement )  
Of License To Practice Medicine )  
and Surgery of )  
)  
)  
)  
PHILIP D. KANNEL, D.O. )  
\_\_\_\_\_ )

**KANSAS STATE BOARD OF  
HEALING ARTS**

File No. 92-00194

**ORDER OF SUMMARY PROCEEDINGS**  
**DENYING APPLICATION FOR LICENSE**

NOW, on this 20th day of February, 1992, this matter comes on for hearing by summary proceedings regarding Application For Reinstatement of License to Practice Medicine and Surgery in the State of Kansas filed by Philip D. Kannel, D.O. (hereinafter "Applicant"). Steve A. Schwarm, General Counsel for the Kansas State Board of Healing Arts (hereinafter "Board"), appeared for and on behalf of the Board. There are no other appearances.

After hearing the statements of the Board's General Counsel, reviewing the application and accompanying documents and being otherwise duly advised in the premises, Lawrence T. Buening, Jr., Executive Director of the Board, serving as Presiding Officer in summary proceedings pursuant to K.S.A. 77-511 and 77-537, makes the following findings of fact, conclusions of law and order:

1. On August 29, 1990, Applicant filed with the Board an Application For Reinstatement of his license to practice medicine and surgery in the State of Kansas.

2. The Board is the sole and exclusive state agency responsible for the issuance of licenses to practice medicine and surgery.

3. The Application submitted by Applicant is incomplete in that it fails to meet the following requirements of the Board:

(a) Section XI. - Photograph of Applicant was not submitted as required.

(b) Section IX. - Affidavit section not completed.

(c) Section X. - Release section not completed.

(d) Section I. - General Information section not completed.

(e) Section II. - Professional Activities section not completed.

(f) Section III. - Post Graduate Education section not completed.

(g) Section IV. - Previous Licensure section not completed.

(h) Section VII. - Recommendations From Two Reputable Physicians section not completed.

(i) Section VIII. - Discipline - question #18 - "Have you ever been a defendant in a legal action involving professional liability (Malpractice) or had a professional liability claim paid in your behalf or paid such a claim yourself?" According to a letter dated August 13, 1990, Applicant has been named as a defendant in two lawsuits in Madison County Circuit Court, Illinois.

4. In compliance with K.S.A. 77-511, Applicant was advised in writing on September 29, 1990 and again in writing on October 24, 1990 that his Application was incomplete and the reasons. To date, a response has not been received by the Board office.

IT IS THEREFORE BY THE BOARD ORDERED as follows:

The Application filed by Philip D. Kannel, D.O. for reinstatement of his license to practice medicine and surgery in the State of Kansas, received in the Board office on August 29, 1990, should be denied for the reason that Applicant has failed to complete the application as required.

Pursuant to K.S.A. 77-537, this decision, which is called a Order of Summary Proceedings Denying Application for License, is subject to your request for a hearing. If you desire a hearing before the Kansas State Board of Healing Arts to contest the content of this Order, you must file a written request for such a hearing and direct it to the following:

Steve A. Schwarm  
General Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603

THIS REQUEST MUST BE FILED AND SUBMITTED WITHIN 15 DAYS FROM THE DATE OF SERVICE OF THIS ORDER. IF A HEARING REQUEST IS NOT SUBMITTED NOR REQUESTED IN THE TIME AND MANNER STATED ABOVE, THIS SUMMARY ORDER SHALL BECOME EFFECTIVE AND FINAL UPON THE EXPIRATION OF THE TIME FOR REQUESTING SUCH A HEARING.

IT IS SO ORDERED.

DATED this 20th day of February, 1992.

KANSAS STATE BOARD OF HEALING ARTS

  
LAWRENCE T. BUENING, JR.  
Executive Director

Prepared and approved by:

  
Steve A. Schwarm  
General Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603  
(913) 296-7413

**CERTIFICATE OF SERVICE**

I, Lawrence T. Buening, Jr., hereby certify that on the 20th day of February, 1992, a true and correct copy of the above and foregoing ORDER OF SUMMARY PROCEEDINGS DENYING APPLICATION FOR LICENSE was deposited in the United States mail, postage prepaid, to the following:

Philip D. Kannel, D.O.  
#2 St. Anthony's Way  
Suite 301  
Alton, Illinois 62002

  
LAWRENCE T. BUENING, JR.