

NOV 14 2012

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

KS State Board of Healing Arts

In the Matter of)
MAHER KHAN, M.D.)
)
Application for Licensure by Endorsement)
_____)

KSBHA Docket No. 13-HA00019

FINAL ORDER ACCEPTING WITHDRAWAL OF APPLICATION

NOW on this 19th day of October 2012, comes before the Kansas State Board of Healing Arts (“Board”) the application of Maher Khan, M.D. (“Applicant”) for licensure by endorsement to practice medicine and surgery in the State of Kansas. Applicant appears in person and *pro se*. Jessica A. Byrson, Associate Litigation Counsel, appears on behalf of the Board.

Pursuant to the authority granted to the Board by the Kansas Healing Arts Act, K.S.A. 65-2801, *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 Final Order in the above-captioned matter. After reviewing the file, hearing the statements and arguments of the parties, and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order:

1. On or about April 10, 2012, Maher Khan, M.D. (“Applicant”) submitted an application for licensure by endorsement to practice medicine and surgery in the State of Kansas. Such application was deemed complete and filed with the Board on or about September 24, 2012.
2. Applicant graduated from Chicago Medical School at Rosalin Franklin University of Medicine and Science, located in North Chicago, Illinois in July 2005.

3. Applicant successfully completed a one year of postgraduate training at Ottawa Hospital/University of Ottawa in Neurosurgery in Ottawa, Ontario, Canada, between July 2006 and June 2007, which is accredited by the Royal College of Physicians and Surgeons of Canada (RCPSC).

4. At the time of application, Applicant was in the progress of completing residency at Ottawa Hospital/University of Ottawa in Orthopedic Surgery in Ottawa, Ontario, Canada, that began in July 2007, which is accredited by the Royal College of Physicians and Surgeons of Canada (RCPSC).

5. Applicant currently holds a license to practice medicine and surgery in Ontario, Canada, having been issued such license on July 2006.

6. Applicant testified at the conference hearing that he currently holds active licensure in the States of Tennessee, Indiana, Virginia and Pennsylvania, although no notation of or documentation of such was available at the time Applicant submitted his application for Kansas licensure.

7. At the conference hearing, Applicant testified that since receiving licensure in Tennessee in July of 2012, he has been practicing in that state in an orthopedic fellowship.

8. The Board finds that Applicant's practice of medicine in surgery in a fellowship in the State of Tennessee does not provide the Board with sufficient evidence to be able to determine Applicant's competency in medicine to warrant licensure by endorsement in State of Kansas.

9. The Board further finds that there is insufficient evidence that Licensee's orthopedic training in Canada is satisfactory to warrant licensure by endorsement in Kansas.

10. The Board concludes that Applicant has not satisfactorily fulfilled K.S.A. 65-2833 to be granted a license by endorsement to practice medicine and surgery in the State of Kansas.

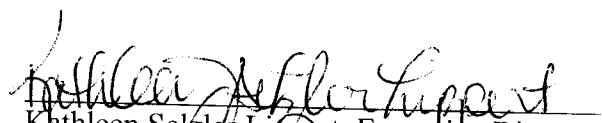
11. Upon presentation of evidence by both parties at the conference hearing, Applicant accepted the Board's offer to allow him to request withdrawal of his application for licensure by endorsement within a week after the hearing.

12. On or about October 25, 2012, Applicant submitted for filing with the Board, his request to withdraw his application for licensure by endorsement to practice medicine and surgery in the State of Kansas.

13. The Board accepts the withdrawal of Applicant's application.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Applicant's request to withdraw his application for licensure by endorsement to practice medicine and surgery in the State of Kansas is hereby accepted.

IT IS SO ORDERED THIS 13th DAY OF NOVEMBER, 2012, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


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

NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service, and service of a Final Order is complete upon mailing. Pursuant to K.S.A. 77-529, Licensee may petition the Board for Reconsideration of a Final Order within fifteen (15) days following service of the final order. Additionally, 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 State 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 and correct copy of the above and foregoing **FINAL ORDER ACCEPTING WITHDRAWAL OF APPLICATION** was served this 14th day of November, 2012 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

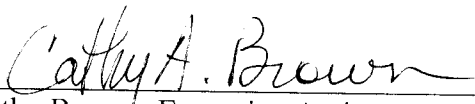
Maher Khan, M.D.
127 Greendale Drive
Jackson, TN 38305

And a copy was hand-delivered to:

Jessica A. Bryson, 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

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



Cathy Brown, Executive Assistant