

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

F I L E D

JUN 12 2002

In the Matter of)
)
GEORGE S. LAKNER, M.D.)
License No. 04-26288)
_____)

KANSAS STATE BOARD OF
HEALING ARTS

Docket No. 02-HA-20

FINAL ORDER

NOW on this the 1st day of June, 2002, this matter comes before the Kansas Board of Healing Arts, ("Board") a Petition to Revoke, Suspend, or Otherwise Limit License filed against the license of George S. Lakner, M.D, ("Respondent"). Petitioner appears through Kelli J. Benintendi, Associate Counsel. Respondent appears in person and through counsel, Stephen Cavanaugh of Fisher, Cavanaugh, Smith & Lemon, P.A.

After hearing the arguments of counsel, the statements of Respondent, and having the record before it, the Board finds, concludes and orders as follows:

1. Respondent was issued license number 4-26288, having last renewed his license on or about July 6, 2001. Respondent's license is presently in federal status.

2. Respondent had an application for a medical license denied by the Medical Board of California on July 19, 2000. The Letter of Denial states that the denial was based on allegations that Licensee misrepresented his eligibility for physician licensure in an attempt to gain an exemption for employment at a California prison facility.

3. The Nevada Board of Medical Examiners revoked Licensee's license in that state on December 21, 2001, based on Respondent's misrepresentation in his Nevada renewal application that he had not been denied a license in California.

4. The Nevada Board of Medical Examiners' disciplinary action was initiated against Licensee's license by the filing of a Formal Complaint on or about June 1, 2001.

5. In his 2001-2002 Kansas Renewal Application for Medicine and Surgery to the Board, Respondent answered "no" to the following disciplinary questions:

13(d) Since May 1, 2000, have you been denied a license to practice the healing arts or other health care profession?

13(c) Since May 1, 2000, has any disciplinary action been taken or initiated against you by a state licensing agency or other state or federal agency, or have you surrendered or consented to limitation of license to practice in any state?

6. In his 2001-2002 renewal application submitted on June 25, 2001, Respondent misrepresented that he had not been denied a license to practice the healing arts, when in fact, the California Board had denied his application for a license on July 19, 2000.

7. In his 2001-2002 renewal application submitted on June 25, 2001, Respondent misrepresented that he had not had any disciplinary action initiated by another licensing agency, when in fact, the Nevada Board had initiated such action on June 1, 2001.

8. Committing fraud or misrepresentation when applying for renewal of a license to practice the healing arts constitutes grounds for discipline under K.S.A. 65-2836(a).

9. The Board makes no findings on the merits of basis for the denial of a license in California as it is not relevant to the issues before the Board in this matter.

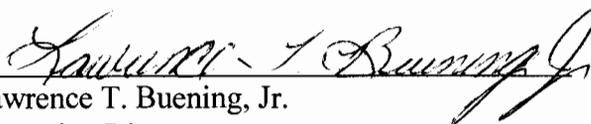
10. The Board imposes a one-year suspension of Respondent's license, commencing the effective date of this order.

IT IS THEREFORE ORDERED that the license of George S. Lakner, M.D. is hereby suspended for one (1) year.

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 District Court as authorized by K.S.A. 77-610, *et seq.* Reconsideration of the Final Order is not a prerequisite to judicial review. A petition for judicial review is not timely unless filed within thirty (30) days of the Final Order. A copy of any such petition for judicial review must be served upon the Board addressed to the Executive Director at 235 South Topeka Boulevard, Topeka, Kansas 66603.

Dated this 12th day of June, 2002.

KANSAS STATE BOARD OF HEALING ARTS



Lawrence T. Buening, Jr.
Executive Director

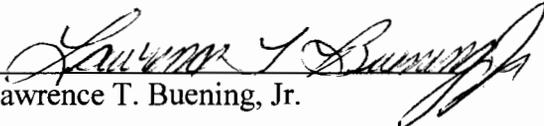
CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Executive Director, Kansas State Board of Healing Arts, hereby certify that I served a copy of the above **Final Order** by depositing the same in the U.S. mail, postage prepaid, on this the 12th day of June, 2002, addressed to:

Stephen Cavanaugh
FISHER, CAVANAUGH, SMITH & LEMON, P.A.
2942A SW Wanamaker Drive, Suite 100
Topeka, Kansas 66614-4135

and the original was hand-delivered to:

Kelli J. Benintendi
Associate Counsel
Kansas State Board of Healing Arts
235 South Topeka Boulevard
Topeka, Kansas 66603-3068


Lawrence T. Buening, Jr.