

EFFECTIVE AS A FINAL ORDER

DATE: 7.23.2019

BEFORE THE BOARD OF HEALING ARTS OF THE STATE OF KANSAS

FILED
JUL 12 2019

KS State Board of Healing Arts

In the Matter of
Jeffrey T. Lefkovitz, D.C.

Docket No. 15-HA00028

Kansas License No. 01-04989

PROPOSED DEFAULT ORDER

On June 14, 2019, the Kansas Board of Healing Arts (Board) held a Conference Hearing on the Petition filed against Jeffrey T. Lefkovitz, D.C.'s ("Licensee") license to practice as a chiropractor in Kansas. Licensee did not appear. Susan R. Gering, Litigation Counsel, appeared to present the Petition on behalf of the disciplinary panel of the Board. The members of the disciplinary panel were recused from the Board's consideration of this matter.

Under the authority granted to the Board by 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 enters this Proposed Default Order in the above-captioned matter.

Upon review of the Petition, Licensee's Answer, exhibits submitted, and being fully advised in the premise, the Board holds Licensee in DEFAULT for his failure to appear at the June 14, 2019, Conference Hearing on this matter, and makes the following determinations:

FACTS

1. A Conference Hearing on the Petition against Licensee's license was noticed for June 14, 2019.
2. Pursuant to K.S.A. 77-531, Licensee was served with a Notice of Conference Hearing to Applicant's mailing address via United States Mail, first-class postage prepaid, on or about May

Proposed Default Order

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13, 2019, and May 24, 2019. The Notice of Conference Hearing provided Licensee notice that any party who fails to attend or participate in the Conference Hearing or other stage of a proceeding may be held in default.

3. Licensee failed to appear at the Conference Hearing held on June 14, 2019.
4. The Board finds the facts set forth in the Petition are incorporated here by reference.

CONCLUSIONS OF LAW

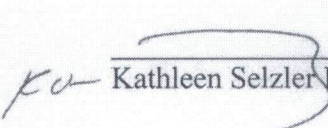
5. Pursuant to K.S.A. 77-520, Licensee is in default for his failure to appear at the Conference Hearing held on June 14, 2019.
6. The Board concludes Licensee has violated the Kansas Healing Arts Act, specifically, K.S.A. 65-2836(k), in that Licensee has violated a lawful order or directive entered by the Board, by failing to pay board costs of \$10,271.09 assessed to him.

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 that Licensee pay board costs, in the amount of \$10,271.09 within 60 days of this Proposed Default Order, becoming a Final Order.

Dated this 12th day of July, 2019.

KANSAS STATE BOARD OF HEALING ARTS

 #23266
Kathleen Selzler Lippert, Executive Director

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** was served this 23rd day of July, 2019 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Jeffrey T. Lefkovitz, D.C.
[REDACTED]
[REDACTED]
[REDACTED]

And a copy was hand-delivered to:

Susan R. Gering, Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

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

Tucker Poling, 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.



Susan Gile, Operations Manager