

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FILED



APR 23 2009

KS State Board of Healing Arts

In the Matter of)
Steven K. Madigan)
)
Kansas License No. 04-32199)
_____)

Docket No. 09-HA00157

FINAL ORDER

NOW ON THIS 17th day of April, 2009, this matter comes on for hearing on Licensee's Motion for Reconsideration and Request for Conference Hearing or, in the Alternative, Motion for Rehearing. Licensee appears in person with counsel, Mary E. Christopher of Goodell, Stratton, Edmonds & Palmer, L.L.P. Stacy Bond, Associate Litigation Counsel, appears for the Board. There are no other appearances.

Having the agency record before it, hearing the statements and arguments of the parties and being duly advised in the premises, the Board finds, concludes and orders as follows:

1. On or about December 15, 2008, Licensee signed a Consent Order prepared by Board staff.
2. At the regularly scheduled Board meeting on February 20, 2009, the Board approved the Consent Order.
3. The Consent Order was signed and filed by the Executive Director on February 24, 2009.

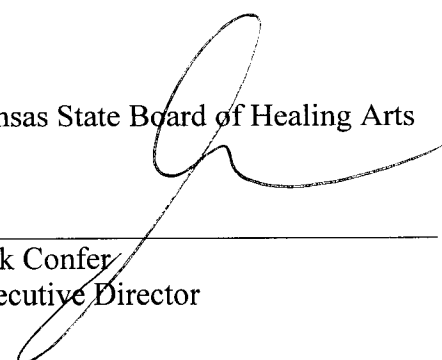
4. On March 13, 2009, Licensee filed the present Motion for Reconsideration and Request for Conference Hearing or, in the Alternative, Motion for Rehearing.
5. A majority of the Board finds the Consent Order was final when approved by the Board and signed by the Executive Director.
6. A majority of the Board denies Licensee's Motion.
7. Dr. Welsh, Dr. Soria and Ms. Ice would grant Licensee's Motion and ask that their objection be recorded in the record.

IT IS, THEREFORE, ORDERED that Licensee's Motion for Reconsideration and Request for Conference Hearing or, in the Alternative, Motion for Rehearing is DENIED.

PLEASE TAKE FURTHER 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 the Board's Executive Director at 235 SW. Topeka Blvd., Topeka, KS 66603.

Dated this 23rd day of April, 2009.

Kansas State Board of Healing Arts



Jack Confer
Executive Director

Certificate of Service

I certify that a true copy of the foregoing Final Order was served this 24th day of April, 2009, by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Steven Madigan, MD
Confidential
Leawood, KS 66211

and

Shelly A. Runion
Husch Blackwell Sanders, LLP
4801 Main Street, Suite 1000
Kansas City, MO 64112
Attorney for Licensee

and

Mary E. Christopher
Goodell, Stratton, Edmonds & Palmer, LLP
515 S. Kansas Ave.
Topeka, KS 66603
Attorney for Licensee

And a copy was hand-delivered to the office of

Stacy Bond
Associate Litigation Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 66603

and

Melissa Massey
Compliance Coordinator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 66603

and the original deposited with the Executive Director for filing.

