

MAR 11 2002

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

**KANSAS STATE BOARD OF
HEALING ARTS**

In the Matter of)
)
ROBERT F. McINTYRE, M.D.)
Kansas License No. 04-29319)

Docket No. 01-HA-24

**ORDER TERMINATING STIPULATION
AND AGREEMENT AND ENFORCEMENT ORDER**

NOW, on this 23rd day of February, 2002, comes on for Conference Hearing before the Board of Healing Arts ("Board") the request of Robert F. McIntyre, M.D. ("Licensee") that the Stipulation and Agreement and Enforcement Order filed on April 30, 2001, be terminated. Kelli Benintendi, Associate Counsel, appeared for the Board. Licensee appeared in person, *pro se*.

After examining the files, hearing statements of the parties and being otherwise duly advised in the premises, the Board finds as follows:

1. On or about December 13, 2000, Licensee submitted an Application for a License to Practice Medicine and Surgery in the state of Kansas.

2. At the time he submitted the application, Licensee answered "yes" to questions 3, 8, 9, 10, and 17 under the section entitled "Discipline". The information provided with the application included disciplinary actions taken by other states which constitutes grounds for which the Board could deny his application or place limitations on the license when issued.

3. **(Confidential)**

(Confidential)

4. In lieu of formal proceedings, Licensee entered into a Stipulation and Agreement and Enforcement Order (“Stipulation”) with the Board which was filed April 30, 2001, that placed certain limitations on his license should he engage in the practice of medicine and surgery outside of that required for him to fulfill the duties required of him by his psychiatric residency training program.

5. On August 18, 2001, Licensee was granted license number 4-29319 to practice medicine and surgery in the state of Kansas, subject to the limitations imposed by the Stipulation and Agreement and Enforcement.

6. The limitations placed on Licensee’s license were intended to permit Licensee to practice outside of his psychiatric residency training program, but provide assurance to the Board that he could do so safely. Licensee has not practice outside of his residency training program and, therefore, has not been subject to the limitations imposed by the Stipulation.

7. Since December, 1999 to present, Licensee has received at least satisfactory evaluations regarding his level of knowledge and skill while practicing in his residency program.

8. There is no longer any indication that Licensee may be unable to practice medicine and surgery with reasonable skill and safety to patients **(Confidential)**

9. That the Stipulation filed April 30, 2001, should be terminated and any limitations imposed by same are hereby removed and are of no further force or effect.

NOW THEREFORE, it is ordered by the Board that the findings hereinabove made be and the same are hereby made the order of the Board and that the Stipulation filed on April 30, 2001 is hereby terminated and all limitations imposed thereby are removed.

IT IS SO ORDERED.

DATED this 11th day of March, 2002.

KANSAS STATE BOARD OF HEALING ARTS


LAWRENCE T. BUENING, JR.
Executive Director

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., Executive Director, Kansas State Board of Healing Arts, do hereby certify that on the 12th day of March, 2002, a true and correct copy of the above and foregoing **Order Terminating Stipulation and Agreement and Enforcement Order** was deposited in the United States mail, postage prepaid, first class to the following:

Robert F. McIntyre, M.D.
202 N. Rock Road, #216
Wichita, Kansas 67206

and a copy was hand-delivered to the office of:

Kelli J. Benintendi, Associate Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

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


LAWRENCE T. BUENING, JR.
Executive Director
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LTB/E