

FILED

FEB 19 1999

**KANSAS STATE BOARD OF
HEALING ARTS**

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

In the Matter of)
)
EDWARD G. MEHRHOF, M.D.)
Applicant for Reinstatement of License No. 04-13216)
_____)

Case No. 99-00077

PROPOSED DEFAULT ORDER

NOW ON THIS Thirteenth Day of February, 1999, comes before the Board the application by Edward G. Mehrhof, M.D. (Applicant) for reinstatement of his license to practice medicine and surgery. Applicant does not appear in person or through counsel. The Board appears in opposition to reinstatement through Stacy L. Cook, Litigation Counsel.

Litigation Counsel has filed an Answer in Opposition to reinstatement, following which Applicant made a written request to withdraw his application. Litigation Counsel opposes this request, suggesting that the Board should make findings of fact regarding the application.

Applicant is held in default on the basis of his failure to appear. Applicant's request to withdraw his application is denied. Litigation Counsel is permitted to proceed with the offering of documentary evidence in support of the answer in opposition to reinstatement.

The Board issues a protective order to prohibit disclosure of exhibits 1-8. That portion of the agency record shall be sealed, and shall not be disclosed except to Applicant upon written request, or as otherwise ordered by the Board. The protective order is issued under authority of K.S.A. 77-522 and K.S.A. 1998 Supp. 65-2836(i).

Based upon the record before it, the Board finds, concludes and orders as follows:

1. Applicant was originally issued license a license to practice medicine and surgery,

license number 04-13216, on January 16, 1965.

2. Applicant annually renewed his license until 1985 when he failed to file an renewal application. The license was canceled effective October 1, 1985.
3. Applicant has, on multiple occasions, surrendered his license to practice medicine and surgery in the State of New York while under investigation for acts or conduct similar to that which would constitute grounds for discipline under the healing arts act.
4. The Minnesota Board of Medical Examiners limited and then suspended Applicant's license to practice medicine and surgery in that state **(Confidential)**
(Confidential)
5. On June 25, 1998, the Vermont Board of Medical Practice revoked Applicant's license to practice medicine and surgery **(Confidential)**
(Confidential) and because Applicant failed to respond to allegations regarding the disciplinary action in the State of New York.
6. The disciplinary actions by the States of New York, Minnesota and Vermont were based upon conduct that would constitute grounds for discipline under the Kansas healing arts act.
7. Pursuant to K.S.A. 1998 Supp. 65-2836(s), the Board may deny an application for reinstatement if sanctions or disciplinary actions have been take by another governmental agency or department for acts or conduct similar to those which would constitute grounds for disciplinary action under the healing arts act.

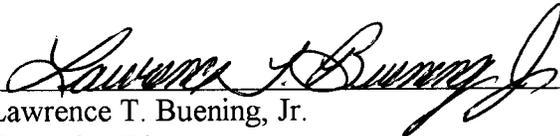
IT IS, THEREFORE, ORDERED that Applicant's request to withdraw his application for reinstatement is denied.

IT IS FURTHER ORDERED that Applicant's application for reinstatement of his license to practice medicine and surgery is denied.

PLEASE TAKE NOTICE that this is a proposed default order. Within seven days after service of this proposed default order, the party against whom the order is issued may file a written motion requesting that the proposed default order be vacated and stating the grounds relied upon. Such motion must be addressed to Lawrence T. Buening, Jr., Executive Director, 235 S. Topeka Blvd., Topeka, Kansas 66603. If no written request is received within the time period for requesting that the order be vacated, then the order shall become effective as a final order after expiration of the time within which a motion may be filed.

DATED THIS 19th Day of February, 1999.

KANSAS STATE BOARD OF HEALING ARTS



Lawrence T. Buening, Jr.
Executive Director

CERTIFICATE OF SERVICE

I certify that the foregoing Proposed Default Order was served this 19th day of February, 1999 by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Edward G. Mehrhof, M.D.
222 Higby Road
Utica, New York 13501

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

Stacy L. Cook
Litigation Counsel
235 S, Topeka Blvd.
Topeka, Kansas 66603