

BEFORE THE KANSAS STATE BOARD OF HEALING ARTS

In the Matter of  
CESAR V. MENEZ, M.D.  
Kansas License #15414

ENFORCEMENT ORDER

NOW, on this 25th day of October, 1988, this matter comes before the Board as a result of a Stipulation having been entered into between the Board and Cesar V. Menez, M.D.

The Kansas State Board of Healing Arts is represented by its Disciplinary Counsel, Joseph M. Furjanic. There are no other appearances.

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

1. That, Licensee may have committed certain acts which may be in violation of the Healing Arts Act.
2. That, in lieu of proceeding with formal adjudicative proceedings to revoke, suspend, or limit the license of Licensee, the parties have entered into a Stipulation, a true copy of which is attached hereto.

It is therefore by the Board considered, ordered and decreed:

- A. That, on or before October 15, 1988, Licensee surrender his license to practice medicine and surgery in the State of Kansas and this same license is received and accepted by the Executive Director of the Board on its behalf.
- B. That, Licensee shall not reapply for or attempt to reinstate his license to practice medicine and surgery in the State of Kansas.
- C. That, the Board dismisses both the Petition and the Amended Petition for Revocation, Suspension, or other Disciplinary Action Against Licensee.
- D. That, the Board's Order of Emergency Suspension of Licensee's License is rescinded.
- E. That, it is further agreed and understood that this Stipulation, along with the Petition for Revocation, Suspension or Other Disciplinary Action Against Licensee, the Emergency Order of Suspension or Other Disciplinary Action Against Licensee, the voluntary surrender of controlled substance privileges, executed by Licensee on December 10, 1987, and the voluntary surrender of controlled substance privileges executed by Licensee on December 16, 1987, are the only documents/materials which may be turned over, after request, to other jurisdictions where Licensee is presently licensed or may apply for licensure in the future. No other documents/materials may be turned over to any person or entity other than those which are specifically authorized by statute.
- F. That, in the event that the Board must seek an order to enforce the promises of this Stipulation, for purposes of obtaining such order only, it is agreed that the allegations of the Amended Petition for Revocation, Suspension, or Other Disciplinary Action Against Licensee may be viewed as findings of fact.
- G. That, as long as Licensee remains in strict compliance with the terms and conditions of the Stipulation, no formal adjudicative proceedings will be initiated against Licensee based upon the aforementioned items. Any violation of any of the terms and conditions of this Stipulation by the Licensee shall be prima facie evidence that a violation of the Healing Arts Act has occurred for which the Board may suspend, revoke, or limit the license of the Licensee.

H. That, it is further agreed and understood that the provisions of this Stipulation are to be strictly construed and adhered to. This Stipulation constitutes the entire agreement between the parties and there are no other agreements and understandings not set forth herein. This Stipulation may be modified and amended by written instrument only, signed by the parties hereto.

I. That, this Stipulation shall remain in full force and effect until modified, amended, or rescinded by the parties hereto.

J. That, Licensee has entered into the Stipulation freely and voluntarily and has not been subjected to any duress or coercion to enter into such.

KANSAS STATE BOARD OF HEALING ARTS

  
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RICHARD G. GANNON, Executive Director

Prepared and approved by:  
Joseph M. Furjanic, Disciplinary Counsel  
Kansas State Board of Healing Arts  
Landon Building - Suite 553  
900 S.W. Jackson  
Topeka, Kansas 66612  
(913) 296-7413

**STIPULATION**

THIS AGREEMENT made and entered into this 15 day of October, 1988, by and between the KANSAS STATE BOARD OF HEALING ARTS, (hereinafter referred to as "Board") and CESAR V. MENEZ, M.D., (hereinafter referred to as "Licensee").

**WITNESSETH:**

WHEREAS, Licensee is currently licensed to practice medicine and surgery in the State of Kansas and holds license number 15414; and

WHEREAS, the Disciplinary Counsel for the Board did, on September 25, 1987, file Petition for Revocation, Suspension, or Other Disciplinary Action Against Licensee; and

WHEREAS, The disciplinary counsel for the Board did, on the 14th day of October 1988, file Amended Petition for Revocation, Suspension, or Other Disciplinary Action Against Licensee;

WHEREAS, the Interim Executive Director for the Board issued an Order of Emergency Suspension of License on April 16, 1988; and

WHEREAS, Licensee without admitting or denying the allegations of the Petition for Revocation, Suspension or Licensee, and the Allegations of the Amended Petition for Revocation, Suspension, or Other Disciplinary Action Against Licensee;

WHEREAS, the parties hereto desire to enter into this Stipulation in lieu of proceeding to a formal adjudicative hearing.

NOW, THEREFORE, in consideration of the forbearance of a formal adjudicative hearing and other covenants and promises contained herein, the parties hereto agree as follows:

1. That, on or before October 15, 1988, Licensee surrenders his license to practice medicine and surgery in the State of Kansas and this same license is received and accepted by the Executive Director of the Board on its behalf.

2. That, Licensee shall not reapply for or attempt to reinstate his license to practice medicine and surgery in the State of Kansas.

3. That, the Board dismisses both the Petition and the Amended Petition for Revocation, Suspension, or Other Disciplinary Action Against Licensee.

4. That, the Board's Order of Emergency Suspension of License of Licensee is rescinded.

5. That, it is further agreed and understood that this Stipulation, along with the Petition for Revocation, Suspension or Licensee, the Amended Petition for Revocation, Suspension or Other Disciplinary Action against Licensee, the Emergency Order of Suspension or Other Disciplinary Action Against Licensee, the Voluntary Surrender of Controlled Substances Privileges executed by Licensee on December 10, 1987, and the Voluntary Surrender of Controlled Substances Privileges executed by Licensee on December 16, 1987, are the only documents/materials which may be turned over, after request, to other jurisdictions where Licensee is presently licensed or may apply for licensure in the future. No other documents/materials, may be turned over to any person or entity other than those which are specifically authorized by statute.

6. That, in the event that the Board must seek an order to enforce the provisions of this Stipulation, for purposes of obtaining such order only, it is agreed that the allegations of the Amended Petition for Revocation, Suspension, or Other Disciplinary Action Against Licensee may be viewed as findings of fact.

7. That, it is understood and agreed that the provisions of this Stipulation are to be strictly construed and adhered to. This Stipulation constitutes the entire agreement between the parties and there are no other agreements or understandings not set forth herein.

8. That, this Stipulation may be modified, amended, or rescinded only by written agreement, signed by the parties hereto.

9. That, this Stipulation shall remain in full force and effect until modified, amended, or rescinded as above stated.

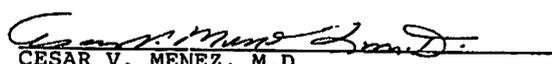
IN WITNESS WHEREOF, the parties hereto have executed this Stipulation on the date indicated below their signature, it being specifically and expressly understood that this Stipulation shall not become effective until such time as it has been signed by both parties hereto.

KANSAS STATE BOARD OF HEALING ARTS

  
RICHARD G. GANNON, Executive Director

10-15-88

Date

  
CESAR V. MENEZ, M.D.

10-14-88

Date