

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

**KS State Board of Healing Arts**

In the Matter of )  
 ) Docket Number: 13-HA00112  
Don Merl Morton, P.T.A. )  
Certificate No. 14-00536 )  
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**FINAL ORDER**

**COMES NOW** the Kansas State Board of Healing Arts (“Board”), by and through its Executive Director, Kathleen Selzler Lippert (“Executive Director”), a duly authorized representative of the Board in accordance with K.S.A 2010 Supp. 77-514 to conduct summary proceedings pursuant to K.S.A 2010 Supp. 77-537, and, pursuant to the authority in K.S.A. 65-2901, *et seq.*, and, in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, hereby enters the following findings of fact, conclusions of law, and Final Order in the above-captioned matter:

1. Don Merl Morton, P.T.A. (“Registrant”), **CONFIDENTIAL**, El Dorado, Kansas, 67042, is certified to practice as a physical therapist assistant in the State of Kansas, Certificate No. 14-00536, and has been so certified since December 7, 1990.
2. On June 25, 2013, the Executive Director issued a Summary Order regarding Registrant’s registration to practice as a physical therapist assistant in the State of Kansas.
3. The Summary Order contained a notice that a written request for hearing could be filed within 15 days following service, but if no hearing was requested, the Summary Order would become effective as a Final Order of the Board upon expiration of the time for requesting a hearing.
4. No hearing has been requested by any party.
5. The Summary Order contained a provision assessing a CIVIL FINE against

Registrant in the amount of \$100.00 due on or before July 31, 2013.

6. The Summary Order ordered Registrant to submit proof of 20 hours of continuing education, due within 30 days of the effective date of the Summary Order.

7. The Summary Order provided that Registrant's certificate shall be suspended for failure to pay the \$100.00 civil fine on or before July 31, 2013.

8. The Summary Order provided that Registrant's certificate shall be suspended for failure to provide documented evidence of 20 continuing education hours within 30 days of the effective date of the Summary Order.

9. Registrant has not remitted payment of the civil fine assessed by the Summary Order. Such fine was due on or before July 31, 2013.

10. Registrant has not submitted proof of 20 hours of continuing education.

**IT IS HEREBY ORDERED BY THE KANSAS STATE BOARD OF HEALING ARTS THAT:**


11. The Summary Order became effective as a Final Order on July 15, 2013.

12. Registrant's certificate is hereby SUSPENDED for failure to remit payment of the civil fine as required by the Summary Order.

13. Registrant's certificate is hereby SUSPENDED for failure to submit proof of the continuing education hours as required by the Summary Order.

14. The Board shall maintain jurisdiction over this matter to issue any Order(s) deemed necessary and appropriate.

**IT IS SO ORDERED THIS 16 DAY OF Aug, 2013, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**

  
Kathleen Selzler Lippert  
Executive Director  
Kansas State Board of Healing Arts

## **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, the Board's Executive Director, at 800 SW Jackson, Lower Level – Suite A, Topeka, Kansas 66612.

**CERTIFICATE OF SERVICE**

I do hereby certify that on the 19<sup>th</sup> day of August, 2013, a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid to the following:

Don Merl Morton PTA  
**CONFIDENTIAL**  
El Dorado, KS 67042

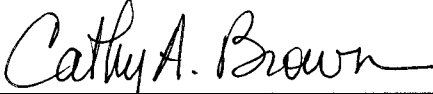
Courtesy Copy provided:

Office of the General Council  
Kansas State Board of Healing Arts  
800 SW Jackson  
Lower Level – Suite A  
Topeka, Kansas 66612

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

The original filed with:

Kathleen Selzler Lippert  
Executive Director  
Kansas State Board of Healing Arts  
800 SW Jackson  
Lower Level – Suite A  
Topeka, Kansas 66612

  
\_\_\_\_\_  
Cathy Brown  
Executive Assistant