

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FILED

AUG 21 2013

KS State Board of Healing Arts

In the Matter of)
SANDHYA PAHUJA, M.D.)

Application for Licensure)
_____)

KSBHA Docket No. 13-HA00092

FINAL ORDER GRANTING WITHDRAWAL
OF APPLICATION

NOW on this the 20th day of August, 2013, comes before the Executive Director, Kathleen Selzler Lippert, on behalf of the Kansas State Board of Healing Arts ("Board"), the Request for Withdrawal of Application for Licensure of Sandhya Pahuja, M.D. ("Applicant"). In accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 *et seq.*, as amended; pursuant to the authority granted to Board by K.S.A. 65-2801 *et seq.*, as amended; and, upon due consideration of the file and applicable statutes, and being otherwise duly advised in the premises, the Board makes the following determinations in the above-captioned matter:

1. Applicant submitted an application for licensure by endorsement to practice medicine and surgery in the State of Kansas. Such application was complete and filed with the Board on or about April 29, 2013.

2. Upon consideration of such application at the June 14, 2013 conference hearing, the Board issued its Final Order on June 24, 2013, denying Applicant's application for licensure by endorsement due to the fact that Applicant was not actively engaging in the practice of medicine under her Kentucky license as required by K.S.A. 65-2833(d).

3. On or about June, 27, 2013, Applicant made a timely request pursuant to K.S.A. 77-529 for reconsideration of the Final Order denying her licensure by endorsement.

4. The statements of Applicant in her request for reconsideration do not provide additional evidence to warrant reconsideration of whether Applicant meets the requirements for licensure by endorsement. The request for reconsideration does provide a sufficient basis to reconsider the denial of licensure and instead allow Applicant to withdraw her application.

5. On or about July 17, 2013, the Board issued an order Granting Reconsideration in Part to allow Applicant to withdraw her application for licensure by endorsement in lieu of denial and Denying Reconsideration in Part as to whether Applicant meets the requirement for licensure by endorsement.

6. On or about August 17, 2013, Applicant made a second (2nd) request for reconsideration.


7. On or about August 19, 2013, the Board sent a letter notifying Applicant that there would be no action taken on Applicant's request because the Board already issued an order on Applicant's previous request of July 17, 2013. The Order Granting Reconsideration in Part and Denying Reconsideration in Part, and Order Granting Withdrawal of Application reaffirmed the Board's determination that Applicant did not meet the qualifications for licensure.

8. The Order Granting Reconsideration in Part and Denying Reconsideration in Part, and Order Granting Withdrawal of Application gave notice that Applicant could appeal it to the District Court within 30 days following service.

9. On or about August 19, 2013, Applicant contacted the Board stating that she would like to withdrawal her application for licensure by endorsement.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS, that Applicant's request to withdraw from consideration her application for licensure by endorsement in the State of Kansas is hereby **GRANTED.**

IT IS SO ORDERED THIS 20th DAY OF AUGUST, 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, KS 66612.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **FINAL ORDER GRANTING WITHDRAWAL OF APPLICATION** was served this 21st day of August, 2013 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Sandhya Pahuja, M.D.
155 Twin Oaks Dr.
Leitchfield, KY 42754

And a copy was hand-delivered to the following:

Seth Brackman, Associate Litigation Counsel
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 was filed with the office of the Executive Director

for Cathy Brown

Cathy Brown
Executive Assistant

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **FINAL ORDER GRANTING WITHDRAWAL OF APPLICATION** was served this ____ day of August, 2013 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Sandhya Pahuja, M.D.
Confidential
Leitchfield, KY 42754

And a copy was hand-delivered to the following:

Seth Brackman, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

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The original was filed with the office of the Executive Director

Cathy Brown
Executive Assistant