

OCT 16 2020

KS State Board of Healing Arts

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

**In the Matter of
Kaylie Pearce, P.T.**

Kansas License No. 11-04743

Docket No. 21-HA00024

**JOURNAL ENTRY LIFTING EMERGENCY TEMPORARY SUSPENSION AND
ORDERING TEMPORARY CONDITIONS ON LICENSE**

On this 16th day of October 2020, the above captioned matter came before the Board for a hearing on whether the temporary emergency order suspending Licensee's license should remain in effect pending the formal hearing on the Petition. The hearing was conducted via video conference. Licensee appeared pro se. Board litigation counsel Matt Gaus appeared on behalf of the Disciplinary Panel of the Board. The presiding officer of the Board was Robin Durrett, D.O., a member of the agency head appointed pursuant to K.S.A. 77-514(g), who appeared with General Counsel for the Board, Tucker L. Poling. Exhibits were pre-filed by counsel for the Disciplinary Panel and shared with Licensee prior to the hearing. All offered exhibits were admitted without objection. Testimony from witnesses, including the Licensee, and CONFIDENTIAL was heard by the presiding officer.

On the evidence and testimony received at the hearing, the presiding officer finds, on present evidence, pursuant to K.S.A. 65-2838(c) and K.S.A. 77-536, action short of emergency suspension is available to avoid immediate danger to public health during the pendency of the Petition for discipline. Therefore, the emergency temporary suspension is withdrawn

Pursuant to K.S.A. 77-536(b) and K.S.A. 65-2838(c), Licensee's license to practice Physical Therapy is temporarily conditioned on meeting the following requirements:

- **CONFIDENTIAL**
to the Board's compliance coordinator:

Ivan Perez
Compliance Monitor
Ivan.Perez@ks.gov
(785) 296-3984
800 SW Jackson, Lower Level - Suite A
Topeka, KS 66612

- Licensee's license to practice Physical Therapy in Kansas is temporarily conditioned on **CONFIDENTIAL** Licensee's license will be immediately temporarily suspended if **CONFIDENTIAL**
CONFIDENTIAL

The presiding officer may consider modifications to these requirements by agreement between Licensee and the Disciplinary Panel or upon request from Licensee with good cause shown.

The conditions on Licensee's license contained in this order are temporary, during the pendency of the above captioned administrative disciplinary matter, for the purpose of "tak[ing] only such action as is necessary to prevent or avoid immediate danger to public health, safety, or welfare." See K.S.A. 77-536(b). These temporary conditions will terminate upon resolution of the pending Petition for discipline or by order of the Presiding Officer, whichever occurs first.

IT IS SO ORDERED.

DATED THIS 16th day of October 2020.

KANSAS STATE BOARD OF HEALING ARTS

/s/ Tucker Poling, KS #23266
Tucker Poling, on behalf of Robin Durrett, D.O.

CERTIFICATE OF SERVICE

I certify that a true copy of the foregoing was served this 16th day of October 2020 by depositing the same in the United States Mail, first-class postage prepaid, and via email addressed to:

Kaylie Pearce
CONFIDENTIAL

Licensee

A copy was hand delivered to:

Matt Gaus
Associate Litigation Counsels
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, KS 66612

And a copy was given to:

Robin Durrett, D.O.
KSBHA Presiding Officer
Kansas State Board of Healing Arts

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



Jennifer Cook, Paralegal