



7. An administrative conference hearing on this matter was held. In lieu of the Board issuing a Final Order following that conference hearing, the terms and conditions of the Consent Order are entered into between the undersigned parties and are to become an Order of the Board.
8. This Consent Order shall not be binding on the Board until an authorized signature is affixed at the end of this document. Applicant specifically acknowledges that counsel for the Board is not authorized to sign this Consent Order on behalf of the Board.
9. Applicant graduated from the University of Kansas with a Bachelor of Science in Occupational Therapy in May 1979.
10. Applicant passed her national board certification in occupational therapy in 1979.
11. Applicant has never held a license to practice occupational therapy in any state.
12. Applicant has most recently worked for a company in a position titled Safety Coordinator.
13. Applicant's NBCOT certification is current through March 31, 2011.
14. Applicant completed the continuing education hours necessary to maintain her NBCOT certification.
15. Applicant intends to practice with a company as a consultant on safety issues.
16. Applicant acknowledges that pursuant to K.S.A. 65-5410(a)(2) and further defined by K.A.R. 100-54-5(j), the Board has grounds to grant Applicant a limited license.
17. At the conference hearing, Applicant voluntarily agreed to the following limitation as a condition to being granted a license to practice occupational therapy:

## LIMITATION

- a. That upon meeting all technical requirements for licensure, Applicant shall be granted a limited license. Applicant shall not practice occupational therapy involving patients in a hospital, clinic or other medical facility until further order of the Board. The Applicant may petition the Board to remove this limitation upon completion of a refresher course and passing the NBCOT examination again.
18. Applicant's failure to comply with the provisions of the Consent Order may result in the Board taking disciplinary action as the Board deems appropriate according to the Kansas Administrative Procedure Act and Kansas Healing Arts Act.
19. Nothing in this Consent Order shall be construed to deny the Board jurisdiction to investigate alleged violations of the Healing Arts Act, or to investigate complaints received under the Risk Management Law, K.S.A. 64-4921 et seq., that are known or unknown and are not covered under this Consent Order, or to initiate formal proceedings based upon known or unknown allegations of violations of the occupational therapy practice act.
20. Applicant hereby releases the Board, its individual members (in their official and personal capacity), attorneys, employees and agents, hereinafter collectively referred to as "Releasees", from any and all claims, including but not limited to those alleged damages, actions, liabilities, both administrative and civil, including the Kansas Act for Judicial Review and Civil Enforcement of Agency Actions, K.S.A. 77-601 et seq. arising out of the investigation and acts leading to the execution of this Consent Order. This release shall forever discharge the Releasees of any and all claims or demands of every

kind and nature that Applicant has claimed to have had at the time of this release or might have had, either known or unknown, suspected or unsuspected, and Applicant shall not commence to prosecute, cause or permit to be prosecuted, any action or proceeding of any description against the Releasees.

21. Applicant further understands and agrees that upon signature by Applicant, this document shall be deemed a public record and shall be reported to the Federation of State Medical Boards, and any other reporting entities authorized to receive disclosure of the Consent Order.
22. This Consent Order, when signed by both parties, constitutes the entire agreement between the parties and may only be modified or amended by a subsequent document executed in the same manner by the parties.
23. Applicant further acknowledges that the Board may conduct further inquiry as it deems necessary before the complete or partial acceptance or rejection of any offer of settlement.
24. Applicant acknowledges that she has read this Consent Order and fully understands the contents. Applicant acknowledges that this Consent Order has been entered into freely and voluntarily.
25. All correspondence or communication between Applicant and the Board relating to the Consent Order shall be by certified mail addressed to the Kansas State Board of Healing Arts, Attn: Compliance Coordinator, 235 S. Topeka Blvd., Topeka, Kansas 66603-3068.
26. Applicant shall obey all federal, state and local laws and rules governing the practice of medicine and surgery in the State of Kansas that may be in place at the time of execution

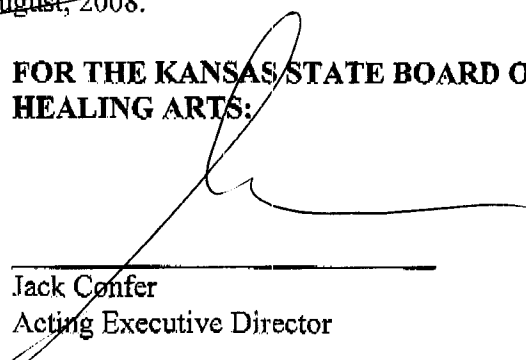
of the Consent Order or may become effective subsequent to the execution of this document.

27. Upon execution of this Consent Order by affixing a Board authorized signature below, this Consent Order shall constitute the Board's Order when filed with the office of the Executive Director for the Board and no further Order is required.

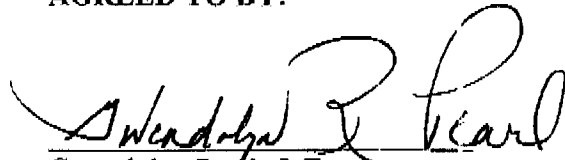
28. The Board may consider all aspects of this Consent Order in any future matter regarding Applicant.

IT IS SO ORDERED on this 3<sup>rd</sup> day of ~~August~~ SEPTEMBER, 2008.

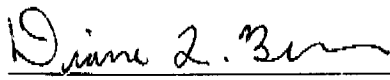
**FOR THE KANSAS STATE BOARD OF HEALING ARTS:**

  
\_\_\_\_\_  
Jack Confer  
Acting Executive Director

**AGREED TO BY:**

  
\_\_\_\_\_  
Gwendolyn Pearl, O.T.  
Applicant

**PREPARED BY:**

  
\_\_\_\_\_  
Diane L. Bellquist #20969  
Assistant General Counsel  
Kansas Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3068  
785-296-0961

\_\_\_\_\_  
Gwendolyn Pearl, O.T.  
Consent Order

**CERTIFICATE OF SERVICE**


I, the undersigned, hereby certify that I served a true and correct copy of the Consent Order by United States mail, postage prepaid, on this 3<sup>rd</sup> day of ~~August~~, 2008, to the following: <sup>September</sup>

Gwendolyn Pearl, O.T.  
3310 N. 110<sup>th</sup> Street  
Kansas City, Kansas 66109

and a copy was hand-delivered to:

Katy Lenahan  
Licensing Administrator  
Kansas Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3068

and the original was filed with the office of the Acting Executive Director.

  
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