

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

**F I L E D**

DEC 20 1999

In the Matter of )  
Omprakash B. Pillai, M.D. )  
Kansas License #4-27580 )  
\_\_\_\_\_ )

Case No. 98-00061 KANSAS STATE BOARD OF  
HEALING ARTS

**FINAL ORDER DENYING LICENSEE'S  
MOTION TO TERMINATE STIPULATION**

NOW ON THIS 11<sup>th</sup> day of December, 1999, comes on for Conference Hearing before the Kansas State Board of Healing Arts ("Board"), the request of Omprakash B. Pillai, M.D. ("Licensee"), that the "Stipulation" be terminated. Shawn Rogers, attorney, appeared on behalf of Licensee, who was also present. Kelli J. Benintendi, Associate Counsel, appeared before the Board.

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

1. On April 13, 1998, an Initial Order by Agreement was entered into between Licensee and the Board.
2. The Initial Order by Agreement places several limitations on Licensee's license to practice the healing arts in Kansas.
3. On October 22, 1999, Licensee requested termination of the terms of the "Stipulation." The correct title of the document is the "Initial Order by Agreement."
4. Notice of Conference Hearing setting this matter for hearing at 9:15 a.m. on December 11, 1999, was filed herein on November 23, 1999, and served upon Licensee.

5. It is solely within the Board's discretion whether to grant Licensee's request to terminate the limitations contained in the Initial Order by Agreement entered into on April 13, 1998.

6. There was evidence presented at the hearing that Licensee had an incident of inappropriate behavior with a female medical student, which occurred very shortly after Licensee entered into the Initial Order by Agreement in April of 1998.

7. **(Confidential)**

**(Confidential)**

8. After hearing the statements from the parties, the Board is not satisfied that the limitations imposed by the Initial Order by Agreement should be terminated.

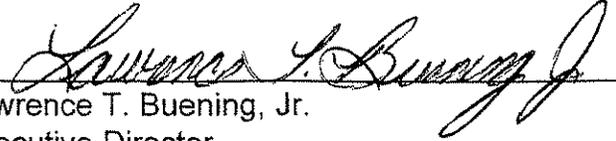
**NOW, THEREFORE,** it is ordered by the Board that the findings above are hereby made the Order of the Board; that the Licensee's Motion to Terminate the Stipulation, filed on April 13, 1998, is denied.

**IT IS SO ORDERED.**

**PLEASE TAKE NOTICE** that this is a Final Order. A Final Order is effective when served. A party may file a petition for judicial review in the District Court. A petition for judicial review is not timely unless filed within thirty (30) days following service of the Final Order. A petition for judicial review of a Final Order must be served upon the Executive Director of the Board. Reconsideration is not a prerequisite to judicial review.

DATED this 20<sup>th</sup> day of December, 1999.

KANSAS STATE BOARD OF HEALING ARTS

A handwritten signature in cursive script, reading "Lawrence T. Buening, Jr.", written over a horizontal line.

Lawrence T. Buening, Jr.  
Executive Director  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603  
(785) 296-7413

**CERTIFICATE OF SERVICE**

I, Lawrence T. Buening, hereby certify that the foregoing **FINAL ORDER DENYING LICENSEE'S MOTION TO TERMINATE STIPULATION** was served this 20<sup>th</sup> day of December, 1999, by depositing the same in the United States mail, postage prepaid, and addressed to the following:

Omprakash B. Pillai, M.D.  
305 North Gibson  
Coffeyville, KS 67337

and

Brian C. Wright, Esq.  
TURNER & BOISSEAU, CHTD.  
3900 Broadway  
Great Bend, KS 67530

and a copy was hand-delivered to:

Kelli J. Benintendi, Esq.  
Associate Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, KS 66603-3068

and the original was filed with the Office of the Executive Director.

  
Lawrence T. Buening