



2. On March 15, 2017, Associate Litigation Counsel filed a Response to Application for License to Practice Medicine and Surgery (“Response in Opposition”) and offered Board Exhibits 1, through 17 into evidence.

3. Applicant was served with a copy of the Response in Opposition on March 15, 2017, by United States Mail, first-class postage prepaid to the mailing address Applicant provided to the Board.

4. A Conference Hearing was scheduled to be held on April 14, 2017, regarding Applicant’s Application for Licensure and a Notice of Conference Hearing was served on Applicant on March 9, 2017, by United States Mail, first-class postage prepaid to the mailing address Applicant provided to the Board.

5. On April 20, 2017 an Order of Continuance was filed continuing the conference hearing until June 9, 2017.

6. A Conference Hearing was scheduled to be held on June 9, 2017, regarding Applicant’s Application for Licensure and a Notice of Conference Hearing was served on Applicant on May 8, 2017, by United States Mail, first-class postage prepaid to the mailing address Applicant provided to the Board.

7. On May 10, 2017, Associate Litigation Counsel filed an Amended Response to Application for License to Practice Medicine and Surgery (“Amended Response in Opposition”) and offered Board Exhibit 18 into evidence.

8. Applicant was served with a copy of the Amended Response in Opposition on May 11, 2017, by United States Mail, first-class postage prepaid to the mailing address Applicant provided to the Board.

9. On June 22, 2017 an Order of Continuance was filed continuing the conference hearing until August 11, 2017.

10. A Conference Hearing was scheduled to be held on August 11, 2017, regarding Applicant's Application for Licensure and a Notice of Conference Hearing was served on Applicant on July 13, 2017, by United States Mail, first-class postage prepaid to the mailing address Applicant provided to the Board.

11. Applicant failed to appear at the conference hearing regarding his Application for Licensure held on August 11, 2017. At the conference hearing, Associate Litigation Counsel moved for issuance of a proposed default order denying Applicant's Application for Licensure.

12. The Board finds Applicant is in default pursuant to K.S.A. 77-520.

13. The factual and legal allegations set forth in the Response in Opposition and Amended Response in Opposition are deemed undisputed and incorporated herein by reference.

14. Board Exhibits 1 through 18 are admitted into evidence.

15. Based on the undisputed allegations set forth in the Response in Opposition and evidence in the agency record, the Board finds there are grounds under the Kansas Healing Arts Act to deny Applicant's application and concludes that denial of Applicant's Application for Licensure is warranted in the circumstances.

**IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Applicant's Application for Licensure is hereby DENIED.**

**IT IS SO ORDERED THIS 31 DAY OF Aug, 2017, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**

**KANSAS STATE BOARD OF HEALING ARTS**

  
Kathleen Selzler Lippert, Executive Director  
Kansas State Board of Healing Arts

### **FINAL ORDER 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, Executive Director, Kansas Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true copy of the foregoing **FINAL ORDER DENYING APPLICATION FOR LICENSURE** was served this 12<sup>th</sup> day of Sept., 2017 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

John Pitman III, MD  
[REDACTED]  
Williamsburg, VA 23185

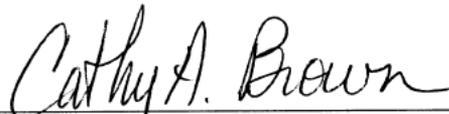
And a copy was hand-delivered to:

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

John Nichols, Licensing Administrator  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Kelli Stevens, General Counsel  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

And the original was filed with the office of the Executive Director.

  
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Cathy Brown, Executive Assistant