

FILED

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

NOV 26 2001

**KANSAS STATE BOARD OF
HEALING ARTS**

In the Matter of)
)
GREGORY A. RICKE, M.D.)
Kansas License # 4-23797)

Docket No. 01-HA-28

JOURNAL ENTRY

NOW, on this 26th day of November, 2001, comes Lawrence T. Buening, Jr., Executive Director of the Kansas State Board of Healing arts (hereafter "Board") and finds and states as follows:

1. On August 6, 2001, a copy of the Notice of Conference Hearing on the Petition to Revoke, Suspend or Otherwise Limit License was filed on June 5, 2001 and mailed to Gregory A. Ricke, M.D. (hereafter "Respondent") at 25209 S. Fern, Wichita, Kansas 67217 and 2012 Valley Forge Avenue, Fort Collins, Colorado 80526-1651. Neither notice was returned in the mail to the Board office as undeliverable.

2. On October 19, 2001, Litigation Counsel, Stacy Cook, received a telephone call from D. Lee McMaster advising that he had been in contact with Respondent the previous day and Respondent was aware of the Conference Hearing scheduled for October 20, 2001.

3. Respondent did not attend the Conference Hearing conducted on October 20, 2001 at which time the Board found Respondent to be in default and issued a Proposed Default Order which was filed on November 2, 2001.

4. A copy of the Proposed Default Order was mailed to Respondent on November 2, 2001 at two addresses in Wichita, Kansas. The copy mailed to 3305 E. Douglas, #G, Wichita, Kansas

67218 was returned as not deliverable, but the copy mailed to 2520 S. Fern, Wichita, Kansas 67217 was not returned.

5. K.S.A. 77-520 provides that a party against whom a Proposed Default Order is issued may file a written motion requesting that the order be vacated within seven days after service of the order and if a motion is not so filed, the Proposed Default Order shall become effective.

6. Respondent has not filed a motion requesting that the Proposed Default Order be vacated and, therefore, by operation of law, the Proposed Default Order became effective November 20, 2001, and Respondent's license to practice medicine and surgery in the state of Kansas is revoked as of that date.

DATED this 26th day of November, 2001.

KANSAS STATE BOARD OF HEALING ARTS


LAWRENCE T. BUENING, JR.
Executive Director

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., Executive Director, Kansas State Board of Healing Arts, do hereby certify that on the 26th day of November, 2001, a true and correct copy of the above and foregoing Journal Entry was deposited in the United States mail, postage prepaid, first class to the following:

Gregory A. Ricke, M.D.
2520 S. Fern
Wichita, Kansas 67217

Gregory A. Ricke, M.D.
2012 Valley Forge Avenue
Fort Collins, CO 80526-1651

D. Lee McMaster
540 Broadway Plaza Building
105 S. Broadway
Wichita, Kansas 67202

and a copy was hand-delivered to the office of:

Stacy L. Cook, Litigation Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

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


LAWRENCE T. BUENING, JR.
Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603
(785) 296-3680

LTB/E

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

F I L E D

NOV 6 2001

**KANSAS STATE BOARD OF
HEALING ARTS**

In the Matter of)
GREGORY A. RICKE, M.D.)
Kansas License No. 01-04344)
_____)

Case No. 01-HA-28

PROPOSED DEFAULT ORDER

NOW ON THIS Twentieth Day of October, 2001, comes before the Board a Petition to Revoke, Suspend or Otherwise Limit the License of Respondent Gregory A. Ricke, M.D. Stacy L. Cook, Litigation Counsel, appears for Petitioner. Respondent does not appear either in person or through counsel.

The Board finds Respondent in default for his failure to attend and participate in the hearing. The allegations of fact as stated in the Petition to Revoke, Suspend or Otherwise Limit License are adopted as the Board's findings of fact. The Board further finds and concludes as follows:

1. The Board and Respondent entered into a Stipulation and Agreement and Enforcement Order dated February 15, 1999. That order was based upon allegations of sexual misconduct between Respondent and female patients. Respondent agreed to have a female monitor present during all examinations and treatment of female patients, to maintain a daily log of all female patient visits, to have the daily log signed by the monitor, and to submit a copy of the log to the Board on a monthly basis. Respondent has failed to submit the daily log to the Board for the months of January through May, 2001. Respondent's failure to comply with the prior order constitutes grounds for disciplinary action under K.S.A. 65-2836(k).

2. The Board personally served a subpoena for documents upon Respondent on

February 20, 2001. Respondent has failed to respond to the subpoena, in violation of K.S.A. 2000 Supp. 65-2836(r).

3. In a separate proceeding styled as In the Matter of Gregory A. Ricke, M.D., Docket No. 00-HA-32, the Board served upon Respondent an Initial Order dated August 31, 2000. That order imposed a public censure and limited Respondent's license. Costs of the proceeding were assessed against Respondent in the amount of \$2675.38, and were to be paid on or before January 20, 2001. Respondent has only paid \$25 to date. Respondent's failure to comply with the order constitutes a violation of K.S.A. 2000 Supp. 65-2836(k).

IT IS, THEREFORE, ORDERED that the license of Gregory A. Ricke, M.D. is revoked.

PLEASE TAKE NOTICE that this is a proposed default order. A party against whom a proposed default or is issued may file a motion to vacate the order. A motion to vacate the proposed default order must be filed with the Executive Director, 235 S. Topeka Blvd., Topeka, KS 66603. Any such motion is not timely unless filed within 7 days following service of the proposed default order. If no timely motion to vacate the proposed default order is received, the proposed order becomes the Board's Final Order without further proceedings or notice.

DATED THIS 2nd **Day of November, 2001.**

Kansas State Board of Healing Arts


Lawrence T. Buening, Jr.
Executive Director

AMENDED CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Proposed Default Order was served on this 2ND day of November, 2001, by depositing same in the United States mail, first-class postage prepaid and addressed to:

GREGORY A. RICKE, M.D.
3305 E DOUGLAS #G
WICHITA KS 67218

GREGORY A. RICKE, M.D.
2520 S FERN
WICHITA KS 67217

and a copy was hand-delivered to the office of:

STACY L. COOK
235 SW TOPEKA BLVD
TOPEKA KS 66603


