

BEFORE THE KANSAS STATE BOARD OF HEALING ARTS

In the Matter of the
Application of;

JEFFREY A. RIESMAN, M.D.,

ENFORCEMENT ORDER

NOW, on this ^{27th} ~~15th~~ day of June, 1990, this matter comes before the Board pursuant to K.S.A. 1989 Supp. 65-2838 based upon a Stipulation having been entered into between the Kansas State Board of Healing Arts (hereafter "Board") and Jeffrey A. Riesman, M.D. (hereafter "Applicant"). The Board appears by and through its General Counsel, Lawrence T. Buening, Jr. There are no other appearances.

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

1. On or about May 2, 1990, Applicant filed with the Board an application for postgraduate training program temporary permit in accordance with K.S.A. 1989 Supp. 65-2811(a)(2).
2. Applicant has admittedly committed certain acts which may be in violation of the Kansas Healing Arts Act as set forth in K.S.A. 1989 Supp. 65-2836 for which Applicant's application may be denied pursuant to K.S.A. 65-2805.
3. In lieu of formal proceedings under the Kansas Administrative Procedure Act, the Board and Applicant have heretofore entered into a Stipulation dated June 27, 1990, a copy

of which is attached hereto as Exhibit A, in which the parties have agreed to the following:

A. (confidential)
(confidential)

B. (confidential)

C. (confidential)
(confidential)

IT IS THEREFORE BY THE BOARD CONSIDERED AND ORDERED AS FOLLOWS:

A. The findings hereinabove made be and the same are hereby made the order and decree of the Board.

B. Applicant's application for post graduate temporary training permit to engage in a psychiatry residency program through the University of Kansas Medical Center from June 25, 1990 to June 30, 1994 is hereby approved and should be forthwith issued.

C. The Stipulation attached hereto as Exhibit A and all findings of fact stated therein are hereby adopted by the Board and the Stipulation is hereby approved and made binding upon the Board and Applicant's temporary permit is limited in accordance therewith.

D. Any violation of the Stipulation shall constitute prima facie evidence of a violation of the Healing Arts Act and formal proceedings may be initiated against Applicant for the revocation, suspension or limitation of said Applicant's temporary permit to practice medicine and surgery in the State of Kansas.

IT IS SO ORDERED.

KANSAS STATE BOARD OF HEALING ARTS



RICHARD G. GANNON, Executive Director

Prepared and Approved by:

LAWRENCE T. BUENING, JR.
General Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603
(913) 296-7413

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., General Counsel for the Kansas State Board of Healing Arts, hereby certify on this 24th day of June, 1990, a true and correct copy of the above and foregoing Enforcement Order, was deposited in the U.S. mail, first class, postage prepaid, to:

Jeffrey A. Riesman, M.D.
7141 Baltimore
Kansas City, MO 64114



LAWRENCE T. BUENING, JR.

RECEIVED

JUN 27 1990

S T I P U L A T I O N

KANSAS STATE BOARD OF HEALING ARTS

THIS AGREEMENT, made and entered into this 27th day of ~~May~~^{June}, 1990, by and between JEFFREY A. RIESMAN, M.D. (hereafter "Applicant") and the KANSAS STATE BOARD OF HEALING ARTS (hereafter "Board").

WITNESSETH:

WHEREAS, on May 2, 1990, Applicant filed with the Board an application for post-graduate training program temporary permit to engage in a post-graduate training program in the department of psychiatry of the University of Kansas Medical Center, Kansas City, Kansas from June 25, 1990 through June 30, 1994; and

WHEREAS, (confidential)
(confidential)

and

WHEREAS, (confidential)
(confidential)

WHEREAS, (confidential)
(confidential)

WHEREAS, on September 9, 1989, Applicant entered into an Agreement with the Missouri State Board of Registration for the Healing Arts regarding Applicant's application for temporary licensure to allow Applicant to practice in a residency program at Mid-Missouri Mental Health Center; and

WHEREAS, on September 11, 1989, the Missouri State Board of Registration for the Healing Arts issued to Applicant temporary license number T-16520 for the period ending June 30, 1990; and

WHEREAS, on September 11, 1989, Applicant began the residency program at Mid-Missouri Mental Health Center; and

WHEREAS, (confidential)
(confidential)

WHEREAS, on or about September 30, 1989, Applicant was terminated from the residency program at Mid-Missouri Mental Health Center (confidential) and

WHEREAS, Applicant has voluntarily surrendered his license number T-16520 to practice the healing arts in the State of Missouri and has relinquished all rights afforded to him by that license; and

WHEREAS, (confidential)
(confidential)

NOW, THEREFORE, in consideration of the granting to Applicant of a temporary permit to engage in post-graduate training program in the State of Kansas and the other mutual covenants and promises contained herein, the parties hereto agree as follows:

1. Upon approval by the Board of this Stipulation, the Board will issue to Applicant a temporary permit to engage in post-graduate training program number 3123 to engage in the psychiatry residency program at the University of Kansas Medical Center, Kansas City, Kansas from June 25, 1990 through June 30, 1994 subject to the terms and conditions set forth herein.

2. Upon receipt of the temporary permit to engage in post-graduate training program, Applicant agrees as follows:

(confidential)

3. This Stipulation shall be binding upon both Board and Applicant upon its approval by both parties and the issuance of an Enforcement Order in accordance therewith. In the event Applicant shall violate any of the terms and conditions of this Stipulation, the Board may take such action as it deems necessary to suspend, revoke or otherwise limit the temporary permit to engage in post-graduate program to be granted to Applicant pursuant to the terms of this Stipulation.

4. This Stipulation and the promises and obligations contained herein shall remain in effect for as long as Applicant

shall have a temporary permit to engage in post-graduate program in the State of Kansas, provided, however, should Applicant adhere to all of the restrictions, requirements and obligations imposed upon him by this Stipulation (confidential)

(confidential)

(confidential) , Applicant may request the rescission of this Stipulation and such request will be given due consideration by the Board.

5. Applicant understands that failure to comply with any of the terms and conditions hereinabove set forth will constitute a violation of the Kansas Healing Arts Act and may result in proceedings to revoke, suspend or limit the temporary permit to be issued to Applicant pursuant to the terms of this Stipulation.

6. This Stipulation contains the entire agreement between the parties hereto and the terms hereof are understood to be strictly construed and adhered to.

7. Applicant has entered into this Stipulation freely and voluntarily as a consideration for the issuance of a temporary permit to engage in post-graduate training program and acknowledges there has been no coercion or duress imposed upon him to enter into this Stipulation.

8. By entering into this Stipulation, Applicant waives any rights to procedural or substantive due process conferred upon him by the Kansas Administrative Procedure Act or any other Federal or State constitutional or statutory provision.

IN WITNESS WHEREOF, the parties hereto have entered into this agreement on the date and year indicated below their signature, it being specifically understood this agreement shall not become effective and binding upon both parties until it has been executed and approved by both parties hereto and an Enforcement Order issued by the Board in accordance herewith.

KANSAS STATE BOARD OF HEALING ARTS

Franklin S Bichlmeier
FRANKLIN BICHLMEIER, Board President
"Board"

6-25-90
DATE

Jeffrey A. Riesman M.D.
JEFFREY A. RIESMAN, M.D.
"Licensee"

23 Mar 1990
DATE

Prepared by:

Lawrence T. Buening, Jr.
General Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
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(913) 296-7413