

FILED *CRB*

OCT 21 2010

KS State Board of Healing Arts

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

In the Matter of)
Craig Rogers, D.C.)
License No. 01-04691)
_____)

Docket No. 10-HA00133

FINAL ORDER
(Pursuant to K.S.A. 77-501 et seq.)

Pursuant to the authority granted to the Kansas State Board of Healing Arts (“Board”) by K.S.A. 65-2801 et seq. and in accordance with the provisions of the Kansas Administrative Procedure Act K.S.A. 77-501 et seq., the Board hereby enters this Final Order in the above-captioned matter. Members of the Board serving on the Disciplinary Panel for this matter were recused from participation.

I. Findings of Fact

The Board has been shown the following facts:

1. Craig A. Rogers (“Licensee”), 115 E. Warren, Gardner, Kansas 66030, is licensed in the State of Kansas, License No. 01-04691, and has been so licensed since December 9, 2000.
2. Licensee entered into a Consent Order with the Board on April 20, 2010 to
(confidential) and issues concerning unauthorized practice of medicine. The Consent Order is hereby fully incorporated into this Order by reference.
- 3.

(confidential)

4.

5.

(confidential)

6.

7. Licensee currently holds an inactive license.

8. Licensee has taken and passed the Special Purpose Examination for Chiropractors as required by the Consent Order.

9. Licensee is attempting to procure professional liability insurance which is a necessary component of an active license.

10. The Board attorney has requested additional requirements be placed on Licensee including supervision by another Licensee.

II. Applicable Law

- a. K.S.A. 65-2801
- b. K.S.A. 65-2803
- c. K.S.A. 65-2836
- d. K.S.A. 65-2837
- e. K.S.A. 65-2838
- f. K.S.A. 65-2863
- g. K.S.A. 65-2867
- h. K.S.A. 65-2871

III. Policy Statement

The policy of regulating the practice of healing arts in the State of Kansas is set forth in K.S.A. 65-2801:

Recognizing that the practice of the healing arts is a privilege granted by legislative authority and is not a natural right of individuals, it is deemed necessary as a matter of policy in the interests of public health, safety and welfare, to provide laws and provisions covering the granting of that privilege and its subsequent use, control and regulation to the end that the public shall be properly protected against unprofessional, improper, unauthorized and unqualified practice of the healing arts and from unprofessional conduct by persons licensed to practice under this act.

IV. Conclusions of Law

Based upon the Findings of Fact enumerated in Paragraphs #1 through #10, the Applicable Law and the Public Policy Statement set forth above:

THE BOARD HEREBY CONCLUDES AS FOLLOWS:


11. Licensee entered into a Consent Order with the Board on April 20, 2010 which is fully incorporated into this Order by reference.
12. Licensee currently holds an inactive license to practice chiropractic in the State of Kansas.
13. Licensee has requested Dr. Bret Parise, D.C., Dr. Mark Balderstrom, D.C. and Dr. James Brady, D.C. provide the supervision required. The Board approves Dr. Mark Bladerstrom and Dr. James Brady to supervise Licensee.
14. Licensee shall be required to obtain professional liability insurance as required by K.S.A. 40-3402 or 40-3403a and 40-3404 et seq. and comply with the technical requirements of the Consent Order.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS:

15. Licensee's license shall be deemed **ACTIVE** immediately upon the procurement of professional liability insurance and upon continued compliance with the technical requirements of the Consent Order.

16. Licensee shall comply with the supervision terms as set forth above.
17. The Board shall maintain jurisdiction over this matter to issue any Order(s) deemed necessary and appropriate.

IT IS SO ORDERED THIS 20 DAY OF Oct, 2010, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


Kathleen Selzler Lippert
Executive Director
Kansas State Board of Healing Arts

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, the Board's Executive Director, at 235 SW Topeka Blvd., Topeka, KS 66603.

CERTIFICATE OF SERVICE

I, hereby certify that a true copy of the foregoing Final Order was served this 21st day of October, 2010 by depositing the same in the United States Mail, first-class postage prepaid and addressed to:

Dr. Craig A. Rogers
115 E. Warren
Gardner, KS 66030

And a copy was hand delivered to the office of:

Stacy Bond
Associate Litigation Counsel
Kansas State Board of Healing Arts
Final Order – Request to Terminate Consent Order
Craig A. Rogers
KSBHA Docket No. 10-HA00133

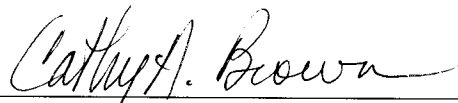
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