

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

In the Matter of )  
 )  
 **DAVID ROSEN, M.D.** )  
 License No. 4-16076 )

**FILED**  
DEC 1 01997  
KANSAS STATE BOARD OF  
HEALING ARTS

**FINAL ORDER FOLLOWING CONFERENCE HEARING**

NOW, on this 6th day of December, 1997, this matter comes on for consideration before the Kansas State Board of Healing Arts (hereafter "Board"), sitting as a whole as Presiding Officer in a conference proceeding pursuant to the provisions of K.S.A. 77-533, the request of David Rosen, M.D. (hereafter "Licensee") for retroactive reinstatement of license.

Charlene Abbott, Licensing Administrator presented information before the Board. There were no other appearances.

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

- 1) Licensee failed to renew license number 4-16076 which was originally issued on February 3, 1975 and said license was subsequently cancelled August 1, 1997 pursuant to K.S.A. 65-2809 and amendments thereto.
- 2) Pursuant to Board records, Licensee applied for and received reinstatement of his license on August 12, 1997.

3) Licensee has provided evidence of professional liability insurance from August 1, 1997 through August 12, 1997.

4) Licensee has requested the Board retroactively reinstate his license to practice medicine and surgery from August 1, 1997 until the date of reinstatement, August 12, 1997.

5) Licensee advised the Board that he failed to renew his license due to inadvertence and mistake and, upon realizing that his license had been cancelled, contacted the Board on August 4, 1997 and took steps to promptly reinstate his license.

**IT IS THEREFORE BY THE BOARD ORDERED** as follows:

A. That the findings here and above made be and the same are made the Order of the Board.

B. That license number 4-16076 issued to Licensee which was cancelled on August 1, 1997 and reinstated on August 12, 1997, be retroactively reinstated to August 1, 1997 and that the records of the Board be amended to reflect that Licensee has continuously held a current license from and since August 1, 1997.

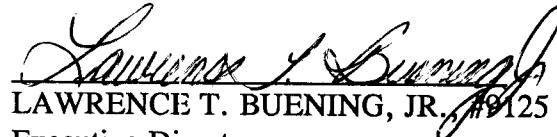
C. That for Licensee's mistake, inadvertence or neglect for failing to renew his license in a timely fashion, Licensee is assessed an administrative fine in the sum of \$50, said fine to be paid within thirty (30) days of the effective date of this Order.

D. This is a Final Order and is effective upon service upon the parties. Any party may, within fifteen (15) days after service, file a Petition for Reconsideration. The filing of a Petition for Reconsideration is not a prerequisite for seeking administrative or judicial review.

**IT IS SO ORDERED.**

**DATED** this 10<sup>th</sup> day of December, 1997.

**KANSAS STATE BOARD OF HEALING ARTS**

  
LAWRENCE T. BUENING, JR., #9125  
Executive Director


**CERTIFICATE OF SERVICE**

I, Lawrence T. Buening, Jr., Executive Director, Kansas State Board of Healing Arts, do hereby certify that on the 11<sup>th</sup> day of December, 1997, a true and correct copy of the above and foregoing Final Order Following Conference Hearing was deposited in the United States mail, first class postage prepaid to the following:

David Rosen, M.D.  
1035 N. Emporia, Suite 235  
Wichita, KS 67214

and a copy was hand-delivered to:

Charlene K. Abbott  
Licensing Administrator  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603

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

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