

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

**FILED**

OCT 1 2003

In The Matter Of )  
**Robert F. Rusnak, D.C.** )  
Kansas License No. 1-04412 )  
\_\_\_\_\_ )

Docket No. 04-HA-09

KANSAS STATE BOARD OF  
HEALING ARTS

**AGREED ORDER OF DISMISSAL**

**COMES NOW** Petitioner, Kansas State Board of Healing Arts ("Board"), by and through Kelli J. Benintendi, Associate Counsel and Licensee, by and through counsel, Brian J. Niceswanger, and state that Licensee has obtained a re-evaluation pursuant to the terms of the Consent Order entered in Docket No. 02-HA-42. As such, the parties agree that the Petition is hereby dismissed.

**IT IS SO ORDERED** on this the 30<sup>th</sup> day of September, 2003.

**KANSAS STATE BOARD OF HEALING ARTS**

  
\_\_\_\_\_  
Lawrence T. Buening, Jr.  
Executive Director

Prepared by:



Kelli J. Benintendi, #16032  
Associate Counsel  
Kansas Board of Healing Arts  
235 South Topeka Boulevard  
Topeka, KS 66603-3065  
(785) 296-7413

Approved by:



Brian J. Niceswanger, #12531  
McDowell, Rice, Smith & Gaar, P.C.  
7101 College Boulevard, Suite 200  
Overland Park, KS 66210-1891  
(913) 338-5400

**CERTIFICATE OF SERVICE**

I, Kelli J. Benintendi, do hereby certify that on the 15<sup>th</sup> day of October, 2003, a true and correct copy of the above and foregoing **Agreed Order of Dismissal** for Continuance was deposited in the United States mail, first class, postage prepaid, to the following:

Brian J. Niceswanger  
McDowell, Rice, Smith & Gaar, P.C.  
7101 College Boulevard, Suite 200  
Overland Park, KS 66210-1891

Robert Rusnak, D.C.  
206 South Topeka Blvd.  
Topeka, KS 66603

and the original was hand-delivered to:

Lawrence T. Buening, Jr.  
Executive Director  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3068

  
Kelli J. Benintendi  
Kelli J. Benintendi