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DEC 06 2012

KS State Board of Healing Arts

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

In the Matter of)
Pravin G. Sampat, M.D.)
)
Kansas License No. 04-18013)
_____)

KSBHA Docket No. 09-HA00049

ORDER DENYING MOTION FOR RECONSIDERATION

NOW on this 6th day of December, 2012, the Kansas State Board of Healing Arts (“Board”), by and through its Executive Director, Kathleen Selzler Lippert, a duly authorized Representative of the Board, in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, specifically, K.S.A. 77-529, and upon due consideration of the file and applicable statutes, and being otherwise duly advised in the premises makes the following determination upon Licensee’s Motion for Reconsideration of the Board’s Final Order Denying Motion for Modification of License Limitations entered in this matter on November 14, 2012:

1. On or about November 29, 2012, Licensee filed a timely Motion for Reconsideration with respect to the Final Order Denying Motion for Modification of License Limitations filed on November 14, 2012.

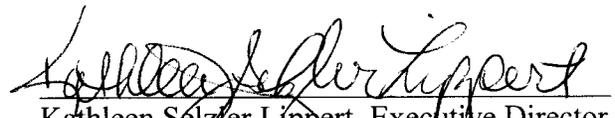
2. Licensee’s Motion for Reconsideration requests the Board reconsider the denial of Licensee’s previous Motion for Modification of License Limitations on the grounds that Licensee endeavors to practice with the medically underserved. Licensee suggests that the Board’s limitations which are “more punitive” be relaxed so that Licensee may be able to obtain a practice opportunity serving the poor.

3. As the Board has consistently stressed in this matter, the present limitations on Licensee's license are wholly intended to protect patient safety during Licensee's re-entry into practice. The limitations are not punitive in nature. While the limitations themselves may create difficulty in obtaining a practice opportunity, the Board has determined that the restrictions are necessary to safeguard all patients, irrespective of whether such patients are poor or medically underserved.

4. Based on the arguments presented by Licensee in his Motion for Reconsideration, the Board finds insufficient cause to warrant reconsideration of its Final Order Denying Motion for Modification of License Limitations.

IT IS THEREFORE ORDERED BY THE KANSAS STATE BOARD OF HEALING ARTS that Petitioner's Motion for Reconsideration is hereby **DENIED**.

IT IS SO ORDERED THIS 10th DAY OF DECEMBER, 2012, 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, and service of a Final Order is complete upon mailing. 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, Executive Director, Kansas Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on this 6th day of December, 2012, a true and correct copy of the above and foregoing **ORDER DENYING MOTION FOR RECONSIDERATION** was deposited in the United States Mail, first-class, postage prepaid, and addressed to the following:

Pravin G. Sampat
Confidential
Topeka, KS 66610

Richard W. Benson
1610 SW Topeka Blvd.
3rd Floor W
Topeka, KS 66612

Pedro Irigonegaray
Elizabeth Herbert
1535 SW 29th Street
Topeka, KS 66610

And a copy was hand-delivered to:

Brandy Snead, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

And the original was filed with the office of:

Kathleen Selzler Lippert, Executive Director
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612



Cathy Brown, Executive Assistant