



**FILED**

*CAB*

NOV 14 2012

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

KS State Board of Healing Arts

**In the Matter of** )  
**PRAVIN G. SAMPAT, M.D.** )  
 )  
**Kansas License No. 04-18013** )  
\_\_\_\_\_ )

**KSBHA Docket No. 09-HA00049**

**FINAL ORDER DEEMING PAYMENT OF COSTS SATISFIED**

NOW on this 19<sup>th</sup> day of October, 2012, comes before the Kansas State Board of Healing Arts (“Board”) the Motion of Pravin G. Sampat, M.D. (“Licensee”) for Temporary Relief from Payments to the Board of Healing Arts pursuant to the Board’s Final Order of April 30, 2010, in this matter. Licensee appears in person, and through his counsel, Richard W. Benson. Brandy Snead, Associate Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to 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. After reviewing the agency record, hearing the statements and arguments of the parties, and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order:

1. Licensee is licensed to engage in the practice of medicine and surgery in the State of Kansas, having been issued License No. 04-18013 on approximately February 1, 1979.
2. On or about April 30, 2010, the Board issued its Final Order indefinitely suspending Licensee’s license to practice medicine and surgery in the State of Kansas finding that Licensee violated the Kansas Healing Arts Act by failing to transfer patient records to another licensee when requested to do so by the subject patient; failing to keep adequate written medical records; excessive and improper prescribing practices; and engaging in conduct likely to deceive, defraud or harm the public

3. The Final Order required Licensee to pay the costs of the proceedings in the amount of \$3,622.33.

4. Pursuant to the Final Order, Licensee had the option of paying the costs of this matter in full at any time, or in 48 monthly installments of \$75.47 beginning on June 1, 2010, and concluding on May 1, 2014.

5. As of October 19, 2011, Respondent had made 16 payments in the amount of \$75.46, for a total of \$1,207.36. The 16<sup>th</sup> payment of October 19, 2011, was a late payment for the payment due the prior month, on September 1, 2011.

6. Licensee has not made payment for the installment due on October 1, 2011, or for any subsequent month.

7. On or about February 21, 2012, Licensee filed a Motion for Temporary Relief from Payments to the Board of Healing Arts pursuant to the Board's Final Order of April 30, 2010, requesting that he not be required to make further payments until he finds paying work and receives his first paycheck.

8. Board counsel filed a Response to Licensee's Motion for Relief of Payments in which opposed Licensee's request and also sought further disciplinary action against Licensee's license based on Licensee's cessation of payments. Board counsel contends that Licensee's nonpayment constitutes a violation of the Final Order of April 30, 2010, and is grounds for revocation of licensure pursuant to K.S.A. 65-2836(k).

9. At the time of the conference hearing, Licensee owed \$2,424.97 of the \$3,622.33 in costs assessed to him.

10. On October 10, 2012, and prior to the conference hearing, Licensee tendered a check in the amount of \$2,424.97 to the Board for payment of the remainder of the costs owed.

11. On October 10, 2012, Licensee filed a Reply to Petitioner's Response in which Licensee asserts that the language of the Final Order of April 30, 2010, allowed him to either make payments until May 1, 2014, or pay the full amount owed by that same date. Licensee contends that he is not out of compliance or in violation of the Final Order of April 30, 2010.

12. The Board concludes that the language of Final Order of April 30, 2010, does allow Licensee to make installment payments or pay the full amount of the costs at any time prior to May 1, 2014. As such, Licensee's failure to continue making installment payments does not constitute a violation.

13. The Board accepts Licensee's payment of the remainder of the costs owed.

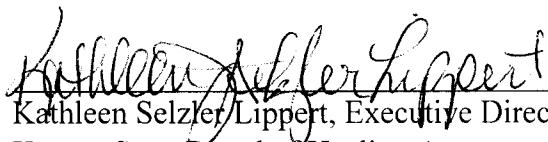
14. For the foregoing reasons, the Board denies Board counsel's request for disciplinary action and concludes that the requirement for payment of costs has been satisfied in full.

15. Licensee's Motion for Temporary Relief from Payments is thereby rendered moot.

**IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS** that the requirement for payment of costs contained in the Final Order of April 30, 2010 is hereby SATISFIED.

**IT IS FURTHER ORDERED** that the Board shall maintain jurisdiction over this matter to issue any future order(s) deemed necessary and appropriate.

**IT IS SO ORDERED THIS 13<sup>th</sup> DAY OF NOVEMBER, 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. Pursuant to K.S.A. 77-529, Licensee may petition the Board for Reconsideration of a Final Order within fifteen (15) days following service of the final order. Additionally, 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 State Board of Healing Arts, 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing **FINAL ORDER DEEMING PAYMENT OF COSTS SATISFIED** was served this 14<sup>th</sup> day of November, 2012, by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Pravin G. Sampat, M.D.

**Confidential**

Topeka, KS 66610

Richard W. Benson  
1610 SW Topeka Blvd.  
Topeka, KS 66612

And a copy was hand-delivered to:

Stacy R. Bond, Associate Litigation Counsel  
Kansas State Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Melissa Massey, Compliance Coordinator  
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 the Executive Director.



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Cathy Brown, Executive Assistant