

FILED

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

MAR 05 1993

**KANSAS STATE BOARD OF
HEALING ARTS**

IN THE MATTER OF
GEORGE E. SCOTT, M.D.

Case No. 93-00132

STIPULATION AND AGREEMENT AND ENFORCEMENT ORDER

COMES NOW the Kansas State Board of Healing Arts (hereafter "Board"), and George E. Scott, M.D., (hereafter "Applicant") and stipulate and agree as follows:

WITNESSETH:

WHEREAS, the Board is the sole and exclusive regulatory agency in the State of Kansas regarding the practice of the healing arts, specifically the practice of medicine and surgery; and

WHEREAS, Applicant has applied for licensure to practice medicine and surgery in Kansas and was issued temporary permit number 9250536 on November 11, 1992; and

(confidential)

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(confidential)

WHEREAS, the Board has jurisdiction pursuant to K.S.A. 65-2838(b) to enter into a Stipulation and Agreement in lieu of a formal hearing to grant or deny Applicant's application for license; and

WHEREAS, the parties are desirous of entering into a Stipulation and Agreement as settlement of all issues without the necessity of proceeding to a formal administrative proceedings required by K.S.A. 77-511 and that the undersigned parties submit this Stipulation and Agreement for the purpose of allowing the following terms and conditions to become an Order of the Board.

NOW, THEREFORE, in consideration of the conditions, terms, covenants and promises contained herein, the parties agree as follows:

1. Upon signature by Applicant, this document shall become unilaterally binding upon him, but shall not become binding on the Board until an authorized signature is affixed to the

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appropriate page. The Applicant acknowledges that the Disciplinary Counsel does not have the authority to bind the Board.

2. Upon execution of this Stipulation and Agreement by a duly authorized representative of the Board, the Board shall, at its next regularly scheduled meeting, grant to Applicant a permanent license. Upon granting of said license, Applicant agrees that said license will be limited and restricted pursuant to the provisions of this Stipulation and Agreement and Enforcement Order.

3. Applicant acknowledges that the Board is acting within its jurisdiction and that the Healing Arts Act is constitutional on its face.

4. Applicant acknowledges that he is voluntarily entering into this Stipulation and Agreement and is knowingly waiving his right to a hearing on the application for license.

(confidential)

(confidential)

(confidential)

(confidential)

9. Applicant shall obey all federal, state and local laws and all rules governing the practice of medicine in Kansas.

10. Applicant shall appear in person for interviews with the Board or its designee upon request at various intervals and with reasonable notice.

11. In the event Applicant should leave the state to reside or to practice outside the state, Applicant must notify the Board in writing of the dates of departure and return.

12. This Stipulation and Agreement and Enforcement Order constitutes the entire agreement between the parties and may only

be modified, amended or rescinded by a subsequent document executed in the same manner by the parties.

13. Applicant hereby releases the Board, its employees and agents from all claims to mean those damages, actions, liabilities and causes of actions, both administrative and civil. Applicant shall not prosecute any action, appeal or proceeding of any description against the Board, its employees or agents, arising out of acts leading to the execution of this Stipulation and Agreement and Enforcement Order.

14. Upon execution of this Stipulation and Agreement and Enforcement Order by the affixing of a Board authorized signature below, the provisions of this Stipulation and Agreement and Enforcement Order shall become an Order of the Board and shall be deemed a proper and lawful Enforcement Order under K.S.A. 65-2838.

IN WITNESS WHEREOF the parties have executed this agreement on this 5th day of March, 1993.

KANSAS STATE BOARD OF HEALING ARTS



Lawrence T. Buening, Jr.
Executive Director

March 5, 1993

Date



George E. Scott, M.D.
Licensee

05 Feb 93

Date

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Prepared and Approved by:

Debra L. Billingsley
Debra L. Billingsley
Disciplinary Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 66603
(913) 296-7413

CERTIFICATE OF SERVICE

I, Debra L. Billingsley, Disciplinary Counsel, Kansas State Board of Healing Arts, hereby certify that I served a true and correct copy of the attached Stipulation and Agreement and Enforcement Order by United States Mail, postage prepaid, on this 5th day of ~~February~~ ^{March}, 1993, to the following:

George E. Scott, M.D.
622 Belleview Ave.
La Junta, Colorado 81050

Debra L. Billingsley
Debra L. Billingsley

LTB18/scott.stp

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