

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

In the Matter of)
)
JEFFRY A. SMITH, M.D.)
Applicant for Licensure)
_____)

FILED

JUL 14 1997

**KANSAS STATE BOARD OF
HEALING ARTS**

FINAL ORDER FOLLOWING CONFERENCE HEARING

NOW, on this 27th day of June 1997, this matter comes on for consideration before the Kansas State Board of Healing Arts (hereafter "Board"), sitting as a whole in a conference proceeding pursuant to K.S.A. 77-533 through 77-535, the request of Jeffry A. Smith, M.D. (hereafter "Applicant") to waive the requirement of Section X (Certificate of Professional College) of the Application for Endorsement to practice medicine and surgery in the State of Kansas.

Charlene K. Abbott, Licensing Administrator, presents information to the Kansas Board of Healing Arts (hereinafter "Board"). There are no other appearances.

After reviewing the file, hearing statements of the parties and being duly

FINAL ORDER FOLLOWING CONFERENCE HEARING

advised in the premise, the Board makes the following findings of fact, conclusions of law and order:

1. Applicant's Application for Endorsement was received by the Board on March 6, 1997.

2. Applicant's request for waiver of the Section X requirement was received by the Board on May 23, 1997.

3. Notice of Conference Hearing setting this matter to be heard at 2:15 p.m. on June 27, 1997 was filed in the Board office on June 12, 1997 and mailed to Applicant on that same date.

4. Applicant has been unable to obtain certification from the professional college he attended to satisfy the requirement of Section X of the Application for Endorsement.

5. The Board has determined that the information provided by Applicant in support of the application is in substantial conformity with K.A.R. 100-8-2(j) and therefore, sufficient cause exists to waive the Section X requirement on Applicant's Application for Endorsement.


IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the requirement of certification of professional college on Section X of Applicant's Application for Endorsement, is hereby waived.

IT IS FURTHER ORDERED that waiver of the Section X requirement does not constitute approval of Applicant's Application for Endorsement, nor does it constitute a waiver of any other requirement of the application. Applicant's Application will not be considered by the Board until all the documentation required by the Application is received, with the exception of the Section X certification.

IT IS FURTHER ORDERED that 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.

KANSAS STATE BOARD OF HEALING ARTS



LAWRENCE T. BUENING, JR.
Executive Director
KANSAS STATE BOARD OF HEALING ARTS
235 S. Topeka Blvd.
Topeka, Kansas 66603-3068
913/296-3680

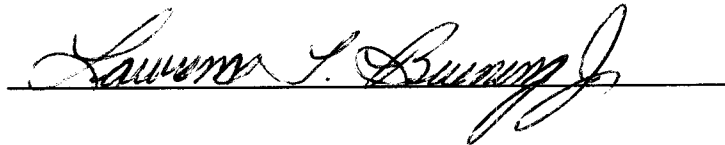
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid, on this 14th day of July, 1997, addressed to the following:

Jeffry A. Smith, M.D.
1517 14th Street W., Suite 250
Billings, Montana 59102

and a copy was hand-delivered to:

Charlene K. Abbott
Licensing Administrator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603-3068

A handwritten signature in cursive script, appearing to read "Lawrence J. Burroughs", is written over a horizontal line.

LTB37/smith-md.wav