

FILED  
OCT 16 2018  
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**BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS**

KS State Board of Healing Arts

In the Matter of )  
 )  
MEREDITH LEACH SNYDER, M.D. ) **Docket No. 18-HA00042**  
Kansas License No. Pending )

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**CONSENT ORDER**

COMES NOW, the Kansas State Board of Healing Arts, (“Board”), by and through Courtney E. Manly, Associate Litigation Counsel, and Reese H. Hays, Disciplinary Counsel, (“Respondent”), and Meredith Leach Snyder, M.D. (“Applicant”), by and through her attorney, Cynthia J. Sheppard, of Goodell, Stratton, Edmonds & Palmer, LLP, and move the Board for approval of a Consent Order affecting Applicant’s license to practice medicine and surgery in the State of Kansas. The Parties stipulate and agree to the following:

1. Applicant’s last known mailing address to the Board is: [REDACTED] Kansas City, Missouri 64156.
2. On or about November 25, 2016, Applicant submitted an application to the Board for a license to practice medicine and surgery in Kansas. Such application was deemed complete and filed with the Board on March 1, 2018. (Application, Agency Record, *In the Matter of Meredith Leach Snyder, M.D.*, KSBHA Docket No. 18-HA00042).
3. Applicant currently holds an Active license to practice medicine and surgery in Missouri and Hawaii.
4. The Board is the sole and exclusive administrative agency in the State of Kansas authorized to regulate the practice of the healing arts, specifically the practice of medicine and surgery. K.S.A. 65-2801 *et seq.* and K.S.A. 65-2869.

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5. This Consent Order and the filing of such document are in accordance with applicable law and the Board has jurisdiction to enter into the Consent Order as provided by K.S.A. 77-505 and K.S.A. 65-2838. Upon approval, these stipulations shall constitute the findings of the Board, and this Consent Order shall constitute the Board's Final Order.

6. The Kansas Healing Arts Act is constitutional on its face and as applied in the case. Applicant agrees that, in considering this matter, the Board is not acting beyond its jurisdiction as provided by law.

7. Applicant voluntarily and knowingly waives her right to a hearing. Applicant voluntarily and knowingly waives her right to present a defense by oral testimony and documentary evidence, to submit rebuttal evidence, and to conduct cross-examination of witnesses. Applicant voluntarily and knowingly agrees to waive all possible substantive and procedural motions and defenses that could be raised if an administrative hearing were held.

8. The terms and conditions of the Consent Order are entered into between the undersigned parties and are submitted for the purpose of allowing these terms and conditions to become an Order of the Board. This Consent Order shall not be binding on the Board until an authorized signature is affixed at the end of this document. Applicant specifically acknowledges that counsel for the Board is not authorized to sign this Consent Order on behalf of the Board.

9. The Board has received information, and investigated the same, and has reason to believe there may be grounds under K.S.A. 65-2836(b), K.S.A. 65-2837(a)(2), K.S.A. 65-2837(b)(25), and K.A.R. 100-24-1, to take action on Applicant's application for medicine and surgery, under the Kansas Healing Arts Act, K.S.A. 65-2801, *et seq.*

10. The facts supporting the allegations in this Consent Order are as follows:

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11. On or about November 25, 2016, Applicant submitted to the Board, an application to practice medicine and surgery in Kansas. Such application was forwarded on to the Litigation Department, for legal review.
12. Applicant is part owner and operator of a Missouri business, Recovery Hydration Therapy, Inc. ("RHT"), which is a mobile IV fluid infusion service, operating in the Kansas City Metro.
13. RHT is staffed by licensed physicians, registered nurses, and paramedics.
14. RHT provides hydration treatment, involving the delivery of intravenous fluids for relief from dehydration, caused by conditions such as hangovers, jet lag, various minor illnesses, and pre/post athletic competitions.
15. RHT is currently only operating in Missouri, but other hydration therapy facilities are currently being operated in Kansas.
16. Following Board's staff review of RHT's website, patient records for persons treated by Applicant at RHT were requested.
17. Respondent's review of Applicant's patient records for persons she treated, showed Applicant's medical record documentation for RHT patients failed to meet the standard of care constituting ordinary negligence, and failed to meet the statutory standards required under Kansas Healing Arts Act, K.S.A. 65-2801 *et seq.*, and its regulations.
18. Respondent's review of RHT material provided by Applicant also indicated the need for protocol to handle any immediate complications, including serious allergic reactions.
19. On March 14, 2018, Respondent filed a Response in Opposition to Applicant's application to practice medicine and surgery in Kansas. (Response in Opposition to Application for License

to Practice Medicine and Surgery, Agency Record, *In the Matter of Meredith Leach Snyder, M.D.*, KSBHA Docket No. 18-HA00042).

20. Applicant disputed some of the statements in the Response in Opposition and requested a Formal Hearing on April 2, 2018. (Applicant's Request for Formal Hearing, Agency Record, *In the Matter of Meredith Leach Snyder, M.D.*, KSBHA Docket No. 18-HA00042).

21. If the matter were to proceed to a Formal Hearing, Applicant is ready to present the following evidence in support of her application:

- a. Before the Response in Opposition to her application for licensure was filed, Applicant revised her charting format, so patient records would now comply with the applicable standard of care; and
- b. Before the Response in Opposition to her application for licensure was filed, Applicant revised the Allergic Reaction Protocol for patients, so they would comply with the applicable standard of care.

22. If the matter were to proceed to a Formal hearing, Respondent is ready to present the following evidence, in support of its Response in Opposition:

- a. RHT's patient records, provided by the Applicant, did not meet the applicable standard of care, constituting ordinary negligence, nor did they adhere to the medical record documentation statutory requirements under the Kansas Healing Arts Act, and its regulations; and
- b. RHT material provided by Applicant did not include Allergic Reaction and Treatment Protocols that complied with the applicable standard of care.

23. The request for a Formal Hearing was granted, and the Formal Hearing is scheduled for August 23, 2018. (Notice of Hearing, Agency Record, *In the Matter of Meredith Leach Snyder, M.D.*, KSBHA Docket No. 18-HA00042).

24. Both parties are ready to proceed with the scheduled Formal Hearing but have agreed to resolve this matter by way of this Consent Order.

25. Applicant's acts, if proven, constitute a violation under K.S.A. 65-2836(b).

26. Applicant's acts, if proven, constitute a violation under K.S.A. 65-2836(b), as further defined by K.S.A. 65-2837(a)(2), in that Applicant's medical records for RHT patients failed to meet the applicable standard of care, to a degree constituting ordinary negligence.

27. Applicant's acts if proven, constitute a violation under K.S.A. 65-2836(b), as further defined by K.S.A. 65-2837(b)(25), in that Applicant failed to keep written medical records which accurately describe the services rendered, including patient histories, pertinent findings, examination results, and test results.

28. Applicant's acts, if proven, constitute a violation under K.A.R. 100-24-1, in that Applicant failed to maintain an adequate record for each patient for whom she performed a personal service for.

29. Under K.S.A. 65-2836, the Board may revoke, suspend, limit, censure or place under probationary conditions a licensee's license, impose administrative fines, or an application for a license or for reinstatement of a license may be denied for violations of the Kansas Healing Arts Act.

30. According to K.S.A.65-2838(b) and K.S.A. 77-505, the Board has authority to enter into this Consent Order without the necessity of proceeding to a formal hearing.

31. All pending investigation materials in KSBHA Investigation No. 17-00343 and KSBHA Docket No. 18-HA00042 regarding Applicant, were fully reviewed and considered by the Board members who serve on the Board's Disciplinary Panel. Disciplinary Panel No. 32, through its appointed member, authorized and directed Board counsel to seek settlement of this matter with the provisions contained in this Consent Order.

32. Applicant further understands and agrees that if the Board finds, after due written notice and an opportunity for a hearing, that Applicant has failed to comply with any of the terms of this Consent Order, the Board may immediately impose any sanction provided for by law, including but not limited to suspension or revocation of Applicant's license to practice medicine and surgery in the State of Kansas. Applicant hereby expressly understands and agrees that, at any such hearing, the sole issue shall be whether or not Applicant has failed to comply with any of the terms or conditions set forth in this Consent Order. The Board acknowledges that at any such hearing, Applicant retains the right to confront and examine all witnesses, present evidence, testify on her own behalf, contest the allegations, present oral argument, appeal to the courts, and all other rights set forth in the Kansas Administrative Procedures Act, K.S.A. 77-501 *et seq.*, and the Kansas Healing Arts Act, K.S.A. 65-2801 *et seq.*

33. Nothing in this Consent Order shall be construed to deny the Board jurisdiction to investigate alleged violations of the Kansas Healing Arts Act, or to investigate complaints received under the Risk Management Law, K.S.A. 65-4921 *et seq.*, that are known or unknown and are not covered under this Consent Order, or to initiate formal proceedings based upon known or unknown allegations of violations of the Kansas Healing Arts Act.

34. Applicant hereby releases the Board, its individual members (in their official and personal capacity), attorneys, employees and agents, hereinafter collectively referred to as "Releasees", from any and all claims, including but not limited to those alleged damages, actions, liabilities, both administrative and civil, including the Kansas Judicial Review Act, K.S.A. 77-601 *et seq.* arising out of the investigation and acts leading to the execution of this Consent Order. This release shall forever discharge the Releasees of any and all claims or demands of every kind and nature that Applicant has claimed to have had at the time of this release or might have had, either known or unknown, suspected or unsuspected, and Applicant shall not commence to prosecute, cause or permit to be prosecuted, any action or proceeding of any description against the Releasees.

35. Applicant further understands and agrees that upon signature by Applicant, this document shall be deemed a public record and shall be reported to any entities authorized to receive disclosure of the Consent Order.

36. This Consent Order, when signed by both parties, constitutes the entire agreement between the parties and may only be modified or amended by a subsequent document executed in the same manner by the parties.

37. Applicant agrees that all information maintained by the Board pertaining to the nature and result of any complaint and/or investigation may be fully disclosed to and considered by the Board in conjunction with the presentation of any offer of settlement, even if Applicant is not present. Applicant further acknowledges that the Board may conduct further inquiry as it deems necessary before the complete or partial acceptance or rejection of any offer of settlement.

38. Applicant, by signature to this document, waives any objection to the participation of the Board members, including the Disciplinary Panel and General Counsel, in the consideration of this

offer of settlement and agrees not to seek the disqualification or recusal of any Board member or General Counsel in any future proceedings on the basis that the Board member or General Counsel has received investigative information from any source which otherwise may not be admissible or admitted as evidence.

39. Applicant acknowledges she has read this Consent Order and fully understands the contents.

40. Applicant acknowledges this Consent Order has been entered into freely and voluntarily.

41. All correspondence or communication between Applicant and the Board relating to the Consent Order shall be by certified mail addressed to:

Kansas Board of Healing Arts  
Attn: Compliance Coordinator  
800 SW Jackson, Lower Level Suite A  
Topeka, Kansas 66612  
KSBHA\_ComplianceCoordinator@ks.gov

42. Applicant shall obey all federal, state and local laws and rules governing the practice of medicine and surgery in the State of Kansas that may be in place at the time of execution of the Consent Order or may become effective subsequent to the execution of this document.

43. Upon execution of this Consent Order by affixing a Board authorized signature below, the provisions of this Consent Order shall become an Order under K.S.A. 65-2838. This Consent Order shall constitute the Board's Order when filed with the office of the Executive Director for the Board and no further Order is required.

44. This Consent Order constitutes **non-disciplinary public action**.

45. The Board may consider all aspects of this Consent Order in any future matter regarding Applicant.

46. Applicant understands that a Temporary License shall be issued based upon Applicant signing this Consent Order, paying the temporary license fee, and abiding by the terms of this Consent Order. Applicant further understands that the Temporary License is only effective until a hearing is held by the Board on ratification of this Consent Order, and that if the Board fails to ratify this Consent Order, the Temporary License shall immediately expire at the conclusion of such hearing. If the Board ratifies the Consent Order, Licensee shall be issued a permanent Active license under the terms of this Consent Order.

47. In lieu of conducting a formal proceeding, Applicant, by signature affixed to this Consent Order, hereby voluntarily agrees to the following non-disciplinary action against her license to engage in the practice medicine and surgery:

**EDUCATION: MEDICAL RECORD KEEPING**

48. Applicant shall attend and successfully complete the Center for Personalized Education for Professionals (“CPEP”) Medical Record Keeping Seminar, on or before January 31, 2019, unless otherwise approved by the Board.

49. In the event Applicant wishes to propose an alternative medical record keeping course, such proposal must be submitted to the Compliance Coordinator on or before October 31, 2018. The proposed medical record keeping course will be subject to the Presiding Officer’s approval.

50. Applicant shall provide proof of enrollment in the CPEP Medical Record Keeping Seminar within ten (10) days of enrollment.

51. All costs associated with this seminar shall be at Applicant’s own expense to include, but is not limited to, the cost of the seminar, the cost of travel to and from the seminar, and the cost of accommodations while attending the seminar.

52. These hours shall be in addition to those continuing education hours required for renewal of licensure.

53. Applicant shall provide proof of successfully completing the CPEP Medical Record Keeping Seminar or other Board approved course(s) within thirty (30) days of successfully completing the program/course(s).

54. Proof of enrollment and successful completion of the seminar shall be submitted to:

Kansas Board of Healing Arts  
Attn: Compliance Coordinator  
800 SW Jackson, Lower Level Suite A  
Topeka, Kansas 66612  
KSBHA\_ComplianceCoordinator@ks.gov

#### **MONITORING**

55. Within ten (10) days of attending the CPEP Medical Record Keeping Seminar as described above, Applicant shall enter into and comply with all the terms and conditions of a six (6) month documentation monitoring contract with Coding and Compliance Initiatives, Inc. (“CCI”), and Applicant agrees to follow all recommendations by CCI.

56. In the event Applicant wishes to propose an alternative monitoring company, such proposal must be submitted to the Compliance Coordinator on or before October 31, 2018. The proposed monitoring company will be subject to the Presiding Officer’s approval.

57. Applicant shall provide proof of enrollment in CCI monitoring or alternative monitoring company to the Compliance Coordinator within ten (10) days of enrolling.

58. This monitoring shall be for the purpose of ensuring Applicant is documenting in accordance with all relevant statutory, regulatory, and standard of care requirements, and protocols of RHT are being adhered to.

59. The Monitor shall conduct his/her first review within thirty (30) days of Applicant attending the CPEP Medical Record Keeping seminar.

60. Applicant will randomly choose a minimum of twenty (20) patient charts from patients who were seen by Applicant in the preceding month to send to CCI on the 28<sup>th</sup> of each month. Out of those patient charts, CCI may choose to review all of the patient charts submitted, or at the minimum, randomly choose at least ten (10) patient charts to review Applicant's documentation and adherence to RHT's protocols.

61. Monitor(s) shall submit a written report of the results of each review to the Board on a monthly basis as described below. The report shall identify any deficiencies in Applicant's practices, which in the professional judgment of the Monitor(s) reasonably warrants corrective action by Applicant. The Monitor(s) shall provide a copy of each report to Applicant and the Board.

62. Monitoring reports shall be due monthly to the Board, and the first monthly monitoring report shall be due no later than thirty (30) days after entering into the monitoring contract.

63. Applicant is responsible for ensuring CCI's timely submission of reports to the Board.

64. Applicant shall take any and all corrective actions which are reasonably necessary to correct any and all deficiencies identified in any of the practice reviews conducted by the Monitor.

65. Applicant is responsible for all costs and expenses associated with CCI monitoring.

66. All costs associated with monitoring shall be at Applicant's own expense.

67. All requirements of monitoring shall be submitted to:

Kansas Board of Healing Arts  
Attn: Compliance Coordinator  
800 SW Jackson, Lower Level Suite A  
Topeka, Kansas 66612  
KSBHA\_ComplianceCoordinator@ks.gov

**TIMEFRAME**

68. This Consent Order is self-terminating. Upon Applicant successfully completing the CPEP Medical Record Keeping Seminar, followed by six (6) months of successful monitoring through CCI, the Consent Order will self-terminate.

**IT IS THEREFORE ORDERED** that the Consent Order and agreement of the parties contained herein is adopted by the Board as findings of fact, conclusions of law, and as a Final Order of the Board.

**IT IS FURTHER ORDERED** that upon meeting all technical requirements for licensure, Applicant/Licensee shall be issued a permanent Active license, pursuant to the conditions above.

**IT IS SO ORDERED** on this 16<sup>th</sup> day of October, 2018.

**FOR THE KANSAS STATE BOARD OF  
HEALING ARTS:**

*Kathleen Selzler Lippert*

Kathleen Selzler Lippert  
Executive Director

10/16/18

Date

*Meredith Leach Snyder, MD*

Meredith Leach Snyder, M.D.  
Applicant

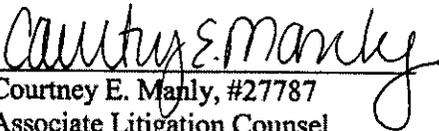
8/14/18

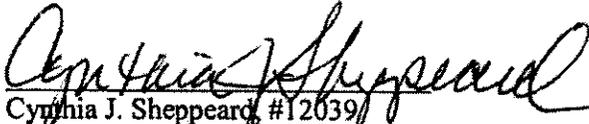
Date

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Consent Order  
Meredith Leach Snyder, M.D.

PREPARED AND APPROVED BY:

  
Courtney E. Manly, #27787  
Associate Litigation Counsel  
Reese H. Hays, #22700  
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*Attorney for Applicant*

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I served a true and correct copy of the Consent Order by United States mail, postage prepaid, on this 17<sup>th</sup> day of Oct., 2018, to the following:

Cynthia J. Sheppard  
*Attorney for Applicant*  
Goodell, Stratton, Edmonds & Palmer, LLP  
515 S. Kansas Ave.  
Topeka, KS 66603

Meredith Leach Snyder, M.D.  
*Applicant*  
[REDACTED]  
Kansas City, MO 64156

And the original was hand-filed with:

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

And a copy was hand-delivered to:

Courtney E. Manly, Associate Litigation Counsel  
Reese H. Hays, Disciplinary Counsel  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Compliance Coordinator  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

Licensing Administrator  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612



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**Consent Order**  
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