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JUN 12 2008

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

KS State Board of Healing Arts

In the Matter of)
)
)
Jeffrey E. Sroufe, R.T.)
Kansas License No. 16-00665)
_____)

Docket No.: 08-HA-00066

EMERGENCY ORDER OF SUSPENSION

COMES NOW, on this 12^m day of June, 2008, this matter comes before the Presiding Officer upon Petitioner's Motion for an *Ex Parte* Emergency Order of Suspension. No personal appearances were made before the Presiding Officer. After having reviewed the agency record in this matter, the Presiding Officer finds, concludes and orders as follows:

1. Jeffrey E. Sroufe, R.T.'s ("Licensee") last known mailing address to the Board is:
2513 Columbine, Wichita, Kansas 67204.
2. Petitioner's Motion for *Ex Parte* Emergency Order of Suspension was served upon Licensee at his last known mailing address.
3. Licensee is or has been entitled to engage in the practice of respiratory therapy in the State of Kansas, having been issued License No. 16-00665 on approximately August 15, 1987. Licensee last renewed his license on about March 31, 2008.
4. In April 2007, Licensee's employment was terminated **(Confidential)**
(Confidential)
5. **(Confidential)**

6. **(Confidential)**

7. **(Confidential)**

8. **(Confidential)**

9. **(Confidential)**

10. **(Confidential)**

11. On December 14, 2007, Licensee's license to practice respiratory therapy was immediately suspended in an Emergency Order because his continued practice constituted an imminent threat to the public health, safety and welfare of the public.

12. **(Confidential)**

13. **(Confidential)**

14. **(Confidential)**

15. On March 7, 2008, the suspension on Licensee's license was lifted, but limitations were imposed. **(Confidential)**

(Confidential)

16. **(Confidential)**

(Confidential)

17. Taking all the allegations contained in Petitioner's Motion for an *Ex Parte* Emergency Order of Suspension filed on June 6, 2008 as true and if they are not controverted, the Presiding Officer finds that Licensee's continuation in practice would constitute an immediate danger to the public health, safety and welfare.
18. Pursuant to K.S.A. 65-2838(c) and K.S.A. 77-536, the Presiding Officer has the authority to temporarily suspend Licensee's license to address an imminent threat to the health, safety or welfare of the public.
19. The Presiding Officer concludes that Licensee's license should immediately be temporarily suspended until an evidentiary hearing can be held on the issue of whether the emergency suspension should continue in effect until further Board proceedings can be held.

IT IS THEREFORE, ORDERED that the license of Jeffrey E. Sroufe, R.T. is hereby immediately suspended.

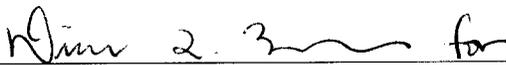
IT IS FURTHER ORDERED that board counsel shall make all reasonable attempts to have this order personally served upon Jeffrey E. Sroufe, R.T. as soon as practicable and if service is obtained board counsel shall file a proof of service.

PLEASE TAKE NOTICE that a hearing on this matter is scheduled for **June 17, 2008 at 10:00 a.m.** at the Board offices, 235 S.W. Topeka Boulevard, Topeka, Kansas 66603. The issue to be determined at such hearing is whether this Emergency Order of Suspension should remain in place, be modified or terminated. No further notice of hearing will be issued.

PLEASE TAKE NOTICE that this is an emergency order. An emergency order is effective when rendered. A party to an agency proceeding may seek judicial review of an emergency 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 the Board's Executive Director at 235 S. Topeka Boulevard, Topeka, Kansas 66603-3068.

Dated this 12th day of June, 2008.

KANSAS STATE BOARD OF HEALING ARTS



Nancy J. Welsh, M.D.
Presiding Officer

CERTIFICATE OF SERVICE

I do hereby certify that on the 12th day of June 2008, a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid, to the following:

Jeffrey E. Sroufe, R.T.
2513 Columbine
Wichita, Kansas 67204

and a copy was hand delivered to:

Kathleen Selzler Lippert
Associate Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 66603

and the original was filed with the office of the Executive Director.

Lawrence T. Buening, Jr.
Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 66603