



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

In the Matter of)
ERIC STANCIL, O.T.A.)
)
Kansas Temporary License No. T-03443)
_____)

KSBHA Docket No. 13-HA00002

FINAL ORDER GRANTING TEMPORARY LICENSURE

NOW on this 17th day of August 2012, comes before the Kansas State Board of Healing Arts (“Board”) the Application of Eric Stancil, O.T.A. (“Applicant”) for a license to practice as an occupational therapy assistant in the State of Kansas. Applicant appears in person and *pro se*. Jessica A. Bryson, Associate Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to the Board by the Kansas Occupational Therapy Practice Act, K.S.A. 65-5401, *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 file, 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. On or about January 17, 2012, Eric Stancil, O.T.A. (“Applicant”) submitted an application to the Board for licensure to practice as an occupational therapy assistant in the State of Kansas. Such application was deemed complete and filed with the Board on July 16, 2012.

2. On his application, Applicant disclosed that he had been convicted of the following crimes which occurred in May 2009: Obstruction of the Legal Process, two counts of Battery, and Assault.

3. Applicant failed to disclose an arrest in May 2006 for Minor in Possession and an arrest in August 2008 for Disorderly Conduct.

4. Pursuant to K.S.A. 65-5410(a)(1), there are grounds to deny licensure or impose disciplinary action for obtaining a license by means of fraud, misrepresentation or concealment of material facts.

5. Pursuant to K.S.A. 65-5410(a)(2), as further defined by K.A.R. 100-54-5(o), there are grounds to deny licensure or impose disciplinary action for being guilty of unprofessional conduct as defined by rules and regulations adopted by the board.

6. CONFIDENTIAL
CONFIDENTIAL

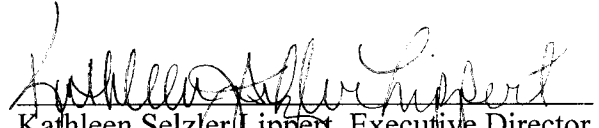
7. CONFIDENTIAL
CONFIDENTIAL

CONFIDENTIAL Applicant further described his personal circumstances related to his past convictions and failure to disclose two prior arrests.

8. Based upon the evidence and testimony presented, the Board concludes that the evidence in mitigation outweighs Applicant's conduct and therefore, does not warrant denial of licensure or other disciplinary action.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Applicant is hereby granted a temporary license to practice as an occupational therapy assistant in the State of Kansas.

IT IS SO ORDERED THIS 16th DAY OF SEPTEMBER, 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, the Board's Executive Director, at 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 GRANTING TEMPORARY LICENSURE** was served this 6th day of September, 2012, by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:


Eric Stancil, O.T.A.
CONFIDENTIAL
Salina, KS 67401

And a copy was hand-delivered to:

Brandy Snead, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Katy Lenahan, Licensing Administrator
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.



Cathy Brown, Executive Assistant