

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

FILED *AB*  
DEC 09 2009  
KS State Board of Healing Arts

In the Matter of )  
)  
CATHERINE VANVOORN, M.D. )  
Kansas License No. 04-34055 )                      Docket No. 10-HA00054  
\_\_\_\_\_ )

**JOURNAL ENTRY OF SATISFACTION  
OF REQUIREMENTS OF CONSENT ORDER**

NOW on this 4<sup>th</sup> day of ~~November~~ *December*, 2009, this matter comes before Kathleen Selzler Lippert, Interim Executive Director, Kansas Board of Healing Arts ("Board"), concerning Licensee's satisfaction of all requirements contained in the Consent Order Licensee entered into with the Board which was filed on October 19, 2009. Wherefore, the Board finds as follows:

1. On or about October 19, 2009, Licensee entered into a Consent Order with the Board to address concerns about a settlement agreement she had entered into with the Missouri Board, which publically reprimanded the Applicant and required that she successfully complete a continuing medical education course in the subject of controlled substance prescribing. The Consent Order entered into by Licensee with the Kansas Board contained a provision for Licensee to complete a controlled substances prescribing course as required by the Missouri settlement agreement.
2. Licensee has provided documentation of completion of a controlled substance prescribing course to satisfy the requirement of the Missouri settlement agreement.
3. Licensee has satisfied all requirements of the Consent Order and has no further obligation for compliance.

**IT IS THEREFORE ORDERED** that Licensee is hereby discharged from the requirements of the Consent Order filed on October 19, 2009.

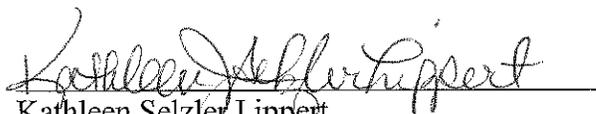
**NOTICE OF RIGHTS**

**PLEASE TAKE NOTICE** that this is a Final Order. Pursuant to K.S.A. 77-601 *et. seq.* a party to whom a Final Order is issued may petition for judicial review of this Final Order. The petition for judicial review must be filed within thirty (30) days of service of this Final Order. In the event a petition for judicial review is filed pursuant to K.S.A 77-613(e), the Agency Officer to be served on behalf of the Kansas State Board of Healing Arts is Jack Confer, Executive Director, Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, Kansas 66603.

Dated this 14<sup>th</sup> day of ~~November~~ <sup>December</sup> 2009.

**IT IS SO ORDERED.**

**KANSAS BOARD OF HEALING ARTS**

  
Kathleen Selzler Lippert  
Interim Executive Director

12-4-09  
Date

**CERTIFICATE OF SERVICE**

I, hereby certify that a true and correct copy of the foregoing **Journal Entry of Satisfaction** was served on the 9<sup>th</sup> day of ~~November~~, 2009 by United States mail, first-class postage pre-paid and addressed to: ~~November~~  
*December*

Catherine VanVoorn, M.D.  
819 W. Rollins  
Columbia, MO 65203

and a copy was hand-delivered to:

Stacy Bond  
Associate Litigation Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Blvd.  
Topeka, Kansas 66603

Melissa Massey  
Compliance Coordinator  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3065

and the original was hand-delivered for filing with the office of the Interim Executive Director:

Kathleen Selzler Lippert  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3068

  
\_\_\_\_\_  
Cathy Brown  
Executive Assistant

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

FILED CAD  
OCT 19 2009

KS State Board of Healing Arts

In the Matter of )  
 )  
Catherine M. VanVoorn, M.D. )  
Application for Licensure )

Docket No. 10-HA 00054

CONSENT ORDER

COMES NOW, the Kansas State Board of Healing Arts, ("Board"), by and through Stacy R. Bond, Associate Litigation Counsel ("Petitioner"), and Catherine M. VanVoorn, M.D. ("Licensee"), *pro se*, and move the Board for approval of a Consent Order granting Applicant's application 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: 203 West Broadway #2G, Columbia, MO 65203.
2. On or about March 9, 2009, Applicant submitted to the Board an application for licensure in medicine and surgery. Such application was deemed complete on August 20, 2009.
3. 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.
4. 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 65-2838. Upon approval, these stipulations shall

Consent Order  
Catherine M. VanVoorn, M.D.

constitute the findings of the Board, and this Consent Order shall constitute the Board's Final Order.

5. 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.
6. 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.
7. 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.
8. The Board has received information and investigated the same, and has reason to believe that there may be grounds pursuant to K.S.A. 65-2836, to take action with respect to Applicant's request for licensure under the Healing Arts Act, K.S.A. 65-2801, *et seq.*
9. Applicant has been licensed in the state of Missouri as a Medical Physician & Surgeon since August 17, 1981.

10. On April 8, 2009, Applicant informed the Board that she had received a public reprimand from the Missouri Board of Healing Arts
11. On April 6, 2009, Applicant entered into a Settlement Agreement with the Missouri Board of Healing Arts. This agreement publically reprimanded the Applicant and required that she successfully complete a continuing medical education course in the subject of controlled substance prescribing within six (6) months of the effective date of the settlement agreement.
12. Applicant acknowledges that if formal hearing proceedings were conducted and Applicant presented no exhibits, witnesses or other evidence, the Board has sufficient evidence to prove that Applicant has violated the Healing Arts Act with respect to the above allegations. Applicant further waives her right to dispute or otherwise contest the allegations contained in the above paragraphs in any further proceeding before this Board.
13. Licensee violated K.S.A. 65-2836(j), in that Licensee has had disciplinary action taken against a license to practice the healing arts by the proper licensing authority of another state.
14. Pursuant to K.S.A. 65-2836, as amended by HB 2620 on July 1, 2008, the Board may deny an application for licensure for violations of the Healing Arts Act.
15. According to K.S.A.65-2838(b), the Board has authority to enter into this Consent Order without the necessity of proceeding to a formal hearing.
16. All pending investigation materials regarding Applicant were fully reviewed and considered by the Board member(s) who serve on the Board's Disciplinary Panel.

Disciplinary Panel No. 24 authorized and directed Board counsel to seek settlement of this matter with the provisions contained in this Consent Order.

17. In lieu of conducting a formal proceeding, Applicant, by signature affixed to this Consent Order, hereby voluntarily agrees to the following disciplinary action as a condition to being granted licensure to engage in the practice of medicine and surgery:

**CENSURE**

a. Licensee is publicly censured for violating the Healing Arts Act.

**EDUCATION**

b. Licensee shall attend and successful complete a continuing education course for control substance prescribing, as required by the Settlement Agreement entered into between Applicant and the Missouri Board of Healing Arts on April 6, 2009, at her own expense. Applicant shall provide proof of successful completion by December 31, 2009.

18. Applicant's failure to comply with the provisions of the Consent Order may result in the Board taking further disciplinary action as the Board deems appropriate according to the Kansas Administrative Procedure Act and Kansas Healing Arts Act.

19. Nothing in this Consent Order shall be construed to deny the Board jurisdiction to investigate alleged violations of the Healing Arts Act, or to investigate complaints received under the Risk Management Law, K.S.A. 64-4921 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 Healing Arts Act.

20. 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 Act for Judicial Review and Civil Enforcement of Agency Actions, 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.
21. Applicant further understands and agrees that upon signature by Applicant, this document shall be deemed a public record and shall be reported to any reporting entities authorized to receive disclosure of the Consent Order.
22. 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.
23. 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.

24. 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.
25. Applicant acknowledges that she has read this Consent Order and fully understands the contents.
26. Applicant acknowledges that this Consent Order has been entered into freely and voluntarily.
27. All correspondence or communication between Applicant and the Board relating to the Consent Order shall be by certified mail addressed to the Kansas State Board of Healing Arts, Attn: Compliance Coordinator, 235 S. Topeka Blvd., Topeka, Kansas 66603-3068.
28. 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.

29. 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.

30. This Consent Order constitutes disciplinary action.

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

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

**IT IS FURTHER ORDERED** that upon meeting all technical requirements for licensure, Applicant shall be granted a license.

**IT IS FURTHER ORDERED** that:

**CENSURE**

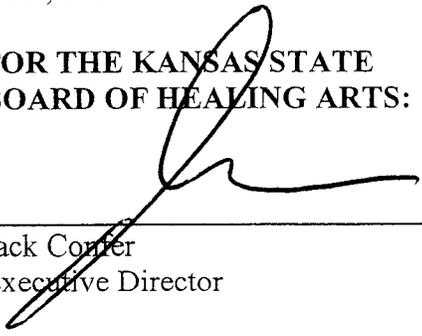
- a. Licensee is publicly censured for violating the Healing Arts Act.

**EDUCATION**

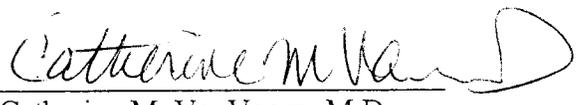
- b. Licensee shall attend and successful complete a continuing education course for control substance prescribing, as required by the Settlement Agreement entered into between Applicant and the Missouri Board of Healing Arts on April 6, 2009, at her own expense. Applicant shall provide proof of successful completion by December 31, 2009.

IT IS SO ORDERED on this 19<sup>th</sup> day of October, 2009.

FOR THE KANSAS STATE  
BOARD OF HEALING ARTS:

  
\_\_\_\_\_  
Jack Confer  
Executive Director

10-19-09  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Catherine M. VanVoorn, M.D.  
Applicant

8/31/09  
\_\_\_\_\_  
Date

PREPARED AND APPROVED BY:

  
\_\_\_\_\_  
Stacy R. Bond #17673

Associate Litigation Counsel  
Kansas Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3068  
785-296-0961

**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 19<sup>th</sup> day of October, 2009, to the following:

Catherine M. VanVoorn, M.D.  
Applicant  
203 West Broadway #26  
Columbia, MO 65203

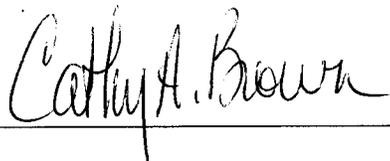
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Executive Director  
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235 S. Topeka Boulevard  
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Melissa Massey  
Compliance Coordinator  
Kansas Board of Healing Arts  
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\_\_\_\_\_