

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

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MAR 18 2011

KS State Board of Healing Arts

In the Matter of)
Cecilia Franke Wang, MD)
)
Applicant for Kansas License)
_____)

Docket No. 11-HA00059

FINAL ORDER FOLLOWING CONFERENCE HEARING
(Pursuant to K.S.A. 77-501 et seq.)

NOW on this 25th day of February 2011, comes before the Kansas State Board of Healing Arts (“Board”) the application of Cecilia Wang, M.D. (“Applicant”) for a license by endorsement to practice medicine and surgery in the State of Kansas. Applicant appears pro se via telephone. Janith Lewis, Associate Litigation Counsel, appears for the Board.

Pursuant to the authority granted to Board by K.S.A. 65-2801 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 Ms. Lewis, hearing the testimony of the Applicant and being otherwise duly advised in the premises, the Board makes the following findings of fact, conclusions and order:

I. Findings of Fact

The Board has been shown the following facts:

1. On or about February 8, 2011, Applicant submitted to the Board an application for a license by endorsement to practice medicine and surgery in the State of Kansas. Such application was deemed complete on February 10, 2011.
2. Applicant’s preferred mailing address as provided to the Board is: 275 E. 200 South, Salt Lake City, Utah 84111.

3. Applicant graduated from Saba University School of Medicine (“Saba”) on May 31, 2002 with a Doctor of Medicine degree. For the majority of the time Applicant matriculated at Saba University, the school was unapproved by the Board; however, it was not disapproved by the Board. A Few months prior to Applicant’s graduation. Saba was approved by the Board.
4. In Maine, Applicant took and passed USMLE I, USMLE II, USMLE III Written Exam with a passing score of 96.7.
5. Applicant holds a current, active, unrestricted license as a medical doctor in Maine. The Maine license was most recently issued or renewed on November 29, 2010. As of January 17, 2011, Applicant had no disciplinary action against her license in Maine.
6. Applicant also holds a current, active, unrestricted license as a medical doctor in Oklahoma. The Oklahoma license was originally issued on June 11, 2009. As of January 17, 2011, Applicant had no disciplinary action taken against her license in Oklahoma.
7. Applicant has previously held a medical license in Ohio. The Ohio license was originally issued on March 31, 2008. The Ohio license expired on October 1, 2009 for a failure to renew. As of January 27, 2011, there had been no formal disciplinary action against her license in Ohio.
8. Applicant completed ACGME accredited postgraduate medical education in Maryland from July 2002 to June 2008, and in Ohio from July 2008 to June 2009.
9. Applicant intends to practice General Surgery at Memorial Hospital, McPherson, Kansas.

II. Applicable Law

- a. K.S.A. 77-501 et seq. – Kansas Administrative Procedure Act
- b. K.S.A. 65-2801 et seq. – Kansas Healing Arts Act
- c. K.S.A. 65-2833 – Endorsement licenses; requirements

III. Policy Statement

The public policy of regulating the practice of healing arts in the State of Kansas is set forth in K.S.A. 65-2801:

Recognizing that the practice of the healing arts is a privilege granted by legislative authority and is not a natural right of individuals, it is deemed necessary as a matter of policy in the interests of public health, safety and welfare, to provide laws and provisions covering the granting of that privilege and its subsequent use, control and regulation to the end that the public shall be properly protected against unprofessional, improper, unauthorized and unqualified practice of the healing arts and from unprofessional conduct by persons licensed to practice under this act.

IV. Conclusions

Based upon the Findings of Fact enumerated in Paragraph Nos. 1 through 9, the Applicable Law, and the Policy Statement set forth above the Board hereby concludes as follows:

10. The Board finds Applicant's records illustrate Applicant is duly licensed in the states of Maine and Oklahoma. Furthermore, Applicant has never been limited, suspended or revoked, been censured or had other disciplinary action taken against her licenses in those states.
11. Applicant has also presented satisfactory proof to the Board that:
 - I. The states of Maine and Oklahoma have and maintain standards at least equal to those maintained by Kansas,
 - II. Applicant's original license in the State of Maine was based upon an examination at least equal in quality to the examination required in Kansas,

- III. Applicant's passing grade for the aforementioned examination was comparable to that required in Kansas,
- IV. Applicant has been actively engaged in practice under her Maine license and Oklahoma license since they were issued, and
- V. Applicant has the reasonable ability to communicate in English.

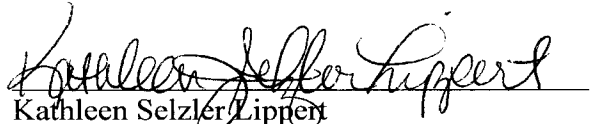
12. The Board finds Applicant met her burden of proof to a sufficient degree to receive license by endorsement pursuant to K.S.A. 65-2833.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS:

13. Applicant's application for an active license by endorsement to practice medicine and surgery in the State of Kansas is hereby **GRANTED**.

14. The Board shall maintain jurisdiction over this matter to issue any future order(s) deemed necessary and appropriate.

IT IS SO ORDERED THIS 18 DAY OF March, 2011, 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. 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, hereby certify that a true copy of the foregoing Final Order was served this 18th day of March, 2011 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Cecilia Franke Wang, MD
275 E. 200 S.
Salt Lake City, UT 84111

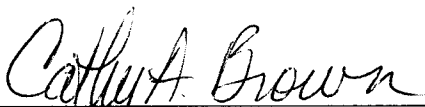
And a copy was hand delivered to the office of:

Janith Lewis, 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

The original filed with:

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



Cathy Brown
Executive Assistant