

BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS

**FILED** CAP  
JAN 31 2014  
KS State Board of Healing Arts

In the Matter of )  
KYLE B. WELK, P.T. )  
 )  
Kansas License No. 11-03452 )  
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KSBHA Docket No. 14-HA00069

**JOURNAL ENTRY OF FINAL ORDER AND  
SATISFACTION OF SUMMARY ORDER**

COMES NOW the Kansas State Board of Healing Arts (“Board”), by and through its Executive Director, Kathleen Selzler Lippert, a duly authorized representative of the Board, in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 *et seq.*, as amended, and upon due consideration of the agency record and applicable statutes and regulations, and being otherwise duly advised in the premises, makes the following determinations:

1. On or about December 3, 2013, in accordance with K.S.A. 2011 Supp. 77-537 and 77-514, and as authorized by K.S.A. 65-2912, a Summary Order was issued ordering a civil fine against the license of Kyle B. Welk, P.T. (“Licensee”) for violation of the Physical Therapy Practice Act by committing unprofessional conduct by representing to a patient or client that a manifestly incurable disease, condition or injury could be permanently cured in violation of K.S.A. 65-2912(5) in combination with K.A.R. 100-29-12. Further, Licensee committed unprofessional conduct by advertising a guarantee of any professional service relating to physical therapy in violation of K.S.A. 65-2912(5) in combination with K.A.R. 100-29-12. Additionally, Licensee committed unprofessional conduct by using any advertisement that was false, misleading, or deceptive in any material respect, in violation of K.S.A. 65-2912(5) in

combination with K.A.R. 100-29-12.

2. Pursuant to K.S.A. 77-542, the Summary Order notified Licensee that if a written request for hearing was not filed within 15 days following service of the Summary Order, the Summary Order would become effective as a Final Order of the Board upon expiration of the time for requesting a hearing.

3. Licensee did not request a hearing on the Summary Order.

4. Pursuant to K.S.A. 77-526 and 77-530, the Summary Order became effective as a Final Order on December 23, 2013.

5. On or about December 23, 2013, Licensee remitted full payment in the amount of \$250.00 to the Kansas State Board of Healing Arts.

6. Licensee has satisfactorily met all requirements of the Summary Order and has no further obligation for compliance.

**IT IS THEREFORE ORDERED** that the Summary Order filed in the above-captioned matter on December 3, 2013, became effective as a Final Order on December 23, 2013.

**IT IS FURTHER ORDERED** that Licensee has satisfied all requirements of the Summary Order, and is hereby discharged from all requirements of the Summary Order.

**IT IS SO ORDERED** this 30<sup>th</sup> day of January, 2014.

**KANSAS STATE BOARD OF HEALING ARTS**

Kathleen Selzler Lippert *by KGS*  
Kathleen Selzler Lippert, Executive Director

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I served a true and correct copy of the above and foregoing **Journal Entry of Satisfaction**, by depositing the same in the United States mail, postage prepaid, on this 31<sup>st</sup> day of January, 2014, addressed to:

Kyle B. Welk, P.T.

*Licensee*  
*Confidential*

Wichita, Kansas 67228

David Dahl

*Attorney for Licensee*

Kennedy, Dahl, & Willis

727 N. Waco Ave, #585

Wichita, Kansas 67203

and a copy hand delivered to:

Anne Hall, Associate Litigation Counsel

Kansas State Board of Healing Arts

800 SW Jackson, Lower Level - Suite A

Topeka, Kansas 66612

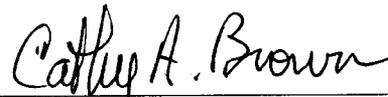
Compliance Coordinator

Kansas State Board of Healing Arts

800 SW Jackson, Lower Level - Suite A

Topeka, Kansas 66612

and the original was filed with the Board's Executive Director.



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Cathy Brown, Executive Assistant