

FILED

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

JUN 28 1993

**KANSAS STATE BOARD OF
HEALING ARTS**

In the Matter of)
)
)
KRISTOPHER KIP WENDLER, M.D.)
Kansas License 04-2187)

Case Number 93-00140

ORDER GRANTING MOTION TO LIFT RESTRICTIONS

NOW on this 12th day of June, 1993, comes on before the Kansas State Board of Healing Arts (hereinafter referred to as "Board") sitting as a whole as presiding officer, the Motion to Lift Restrictions filed by Michael P. O'Keefe for and on behalf of Kristopher K. Wendler, M.D. (hereinafter referred to as "Licensee").

Licensee appears in person and by his attorney, Michael P. O'Keefe. The Board appears by and through its Associate Counsel, Kevin K. LaChance.

After reviewing the file, hearing statements and arguments of counsel and being duly advised in the premises, the Board finds as follows:

1. That on May 11, 1993, the officers elected by the Board pursuant to K.S.A. 65-2818 and the Executive Director of the Board appointed pursuant to K.S.A. 65-2878 issued a Confidential Confidential which was filed in the Board office, May 20, 1993.

2. Confidential

Confidential

3. That pursuant to the direction of the officers of the Board and its Executive Director, counsel for the Board was directed to file an Emergency Petition to temporarily suspend or otherwise modify the license of Licensee.

4. Said Emergency Petition was filed in the Board office on May 12, 1993 and set for a hearing on May 14, 1993.

5. That at the hearing held on May 14, 1993, the hearing panel of the Board issued an Order Dismissing Emergency Petition which was filed in the Board office May 20, 1993.

6. The aforementioned Order Dismissing Emergency Petition directed that the Emergency Petition be dismissed due to Licensee's voluntary agreement to provide the specific safeguards as stated in the record of the hearing and said Order.

7. That on June 11, 1993, Licensee filed a Motion to Lift Restrictions imposed by the prior Order Dismissing Emergency Petition.

8. Licensee, by and through his counsel has waived prior notice of this hearing, which said Waiver has been filed with the Board.

9. That from the information provided to the Board, there is insufficient evidence from which the Board can determine there is reason to believe that Licensee has violated any provisions of the Kansas Healing Arts Act which could constitute an imminent danger to the public health, safety and welfare and, therefore, the voluntary restrictions to his license as submitted by Licensee and incorporated in the Order Dismissing Emergency Petition should be lifted and the Motion to Lift Restrictions should be granted.

IT IS THEREFORE BY THE BOARD ORDERED that the Motion To Lift Restrictions filed by Licensee should be granted and that Licensee's license to practice medicine and surgery in the State of Kansas be without any restrictions or encumbrances whatsoever.

IT IS SO ORDERED.

DATED this 28th day of June, 1993.

KANSAS STATE BOARD OF HEALING ARTS


LAWRENCE T. BUENING, JR.
Executive Director

CERTIFICATE OF SERVICE

I, Lawrence T. Buening, Jr., hereby certify that on the 28th day of June, 1993, a true and correct copy of the above and forgoing Order Granting Motion to Lift Restriction was deposited in the United States first class mail, postage prepaid, to:

Kristopher K. Wendler, M.D.
8000 W. 127th Street
Charter Hospital
Overland Park, Kansas 66213

Michael P. O'Keefe, Attorney at Law
O'Keefe, Knopp & Weishaar
5401 College Boulevard, Suite 201
Leawood, Kansas 66211

and a copy hand-delivered to:

Kevin K. LaChance
Associate Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 66603


LAWRENCE T. BUENING, JR.

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ORDER GRANTING MOTION TO LIFT RESTRICTIONS
Kristopher K. Wendler, M.D.