

**FILED** *CRB*

AUG 12 2006

KS State Board of Healing Arts

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

In the Matter of )  
**Christopher E. Wilson, M.D.** )  
Kansas License No. 04-29947 )  
\_\_\_\_\_ )

Docket No. 06-HA-00066

**CONSENT ORDER**

**COMES NOW** the Kansas State Board of Healing Arts ("Board"), by and through Kelli J. Stevens, Litigation Counsel ("Petitioner"), and Christopher E. Wilson, M.D. ("Licensee"), by and through counsel, Steve A. Schwarm of POLSINELLI, SHALTON, WELTE & SUELTHAUS, P.C., and move the Board for approval of a Consent Order affecting Licensee's license to practice medicine and surgery in the State of Kansas.

The parties stipulate and agree to the following:

1. Licensee's last known address to the Board is (**Confidential**) Overland Park, Kansas 66223.

2. Licensee is or has been entitled to engage in the practice of medicine and surgery in the State of Kansas, having been issued License No. 04-29947 on approximately December 14, 2002. Licensee's license is currently suspended.

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. 65-2869.

4. The 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. 65-2838. Upon approval, these stipulations shall 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 this case.

6. Licensee agrees that, in considering this matter, the Board is not acting beyond its jurisdiction as provided by law.

7. Licensee voluntarily and knowingly waives his right to a hearing. Licensee voluntarily and knowingly waives his right to present a defense by oral testimony and documentary evidence, to submit rebuttal evidence, and to conduct cross-examination of witnesses. Licensee voluntarily and knowingly agrees to waive all possible substantive and procedural motions and defenses that could be raised if an administrative hearing were held.

8. 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. Licensee specifically acknowledges that counsel for the Board is not authorized to sign this Consent Order on behalf of the Board.

9. On or about February 11, 2006, Petitioner filed a Motion for *Ex Parte* Emergency Suspension of Licensee's license alleging that Licensee was unable to practice with reasonable skill and safety **(Confidential)**  
**(Confidential)**

10. The matter was heard on February 23, 2006, at which time Licensee was unable to participate because he was hospitalized. On March 7, 2006, an Emergency Order was issued which continued the emergency suspension.

11. (Confidential)

(Confidential)

12. (Confidential)

(Confidential)

13. (Confidential)

(Confidential)

14. 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.

15. In lieu of the conclusion of formal proceedings, Licensee, by signature affixed to this Consent Order, hereby voluntarily agrees to the following non-disciplinary action with respect to his license to practice medicine and surgery:

**Termination of Suspension**

a. The suspension of Licensee's license is terminated and such license is hereby restored to active status;

(Confidential)

b. (Confidential)

(Confidential)

C. (Confidential)

d. (Confidential)

e. (Confidential)

f. (Confidential)

16. (Confidential)

(Confidential)

17. Licensee'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 in accordance with the Kansas Administrative Procedure Act.

18. 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.

19. Licensee 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 Licensee has claimed to have had at the time of this release or might have had, either known or unknown, suspected or unsuspected, and Licensee shall not commence to prosecute, cause or permit to be prosecuted, any action or proceeding of any description against the Releasees.

**Christopher E. Wilson, M.D.**  
**Consent Order**

20. Licensee further understands and agrees that upon signature by Licensee, this document shall be deemed a public record and shall be reported to any entities authorized to receive disclosure of the Consent Order.

21. 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. Licensee 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 Licensee is not present. Licensee 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. Licensee, by signature to this document, waives any objection to the participation of the Board members and General Counsel, including the Disciplinary Panel, in the consideration of this offer of settlement and agrees not to seek the disqualification or recusal of any Board member and 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. Licensee acknowledges that he has read this Consent Order and fully understands the contents and that this Consent Order has been entered into freely and voluntarily.

26. All correspondence or communication between Licensee 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.

27. Licensee 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.

28. 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.

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

**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 Licensee voluntarily agrees to the following non-disciplinary action with respect to his license to practice medicine and surgery:

**Termination of Suspension**

- a. The suspension of Licensee's license is terminated and such license is hereby restored to active status;

(Confidential)

b. (Confidential)

(Confidential)

c. (Confidential)

d. (Confidential)

e. (Confidential)

(Confidential)

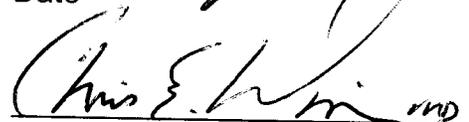
f. (Confidential)

IT IS SO ORDERED on this 12<sup>th</sup> day of August, 2006.

FOR THE KANSAS STATE  
BOARD OF HEALING ARTS:

  
Lawrence T. Buening, Jr.  
Executive Director

August 12, 2006  
Date

  
Christopher E. Wilson, M.D.  
Licensee

8/12/06  
Date

**PREPARED AND APPROVED BY:**



Kelli J. Stevens, #16032  
Litigation Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3065  
(785) 296-7413

**APPROVED BY:**



Steve A. Schwarm, # 13232  
POL SINELLI, SHALTON, WELTE  
& SUELTHAUS, P.C.  
555 Kansas Avenue, Suite 301  
Topeka, Kansas 66603  
(785) 233-1446

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the foregoing **Consent Order** was served on the 14<sup>th</sup> day of August, 2006 by United States mail, first-class postage prepaid and addressed to:

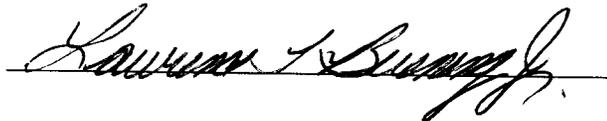
Steve A. Schwarm  
POL SINELLI, SHALTON, WELTE  
& SUELTHAUS, P.C.  
555 Kansas Avenue, Suite 301  
Topeka, Kansas 66603

and a copy was hand-delivered to:

Kelli J. Stevens,  
Litigation Counsel  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3065

and the original was filed with:

Lawrence T. Buening, Jr.  
Executive Director  
Kansas State Board of Healing Arts  
235 S. Topeka Boulevard  
Topeka, Kansas 66603-3068



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

KS State Board of Healing Arts

In the Matter of )  
Christopher Edward Wilson, M.D. )  
Kansas License No. 04-29947 )  
\_\_\_\_\_ )

Docket No. 06-HA- 66

**EMERGENCY ORDER**

NOW ON THIS Eleventh Day of February 2006, this matter comes before the Board upon a Motion for *Ex Parte* Emergency Order of Suspension. Kelli J. Stevens, Litigation Counsel appears for the Board.

Having the agency record before it, the Board finds, concludes and orders as follows:

1. The Board received a motion for an *ex parte* order on February 11, 2006. The motion requests an emergency suspension of Respondent's license.

2. The Board made efforts to contact Respondent by telephone, but was unsuccessful. Respondent did not answer his personal cellular telephone when called to participate in the hearing. Another person answered the telephone and informed the Board that Respondent did not wish to participate.

3. (Confidential)  
(Confidential)

4. (Confidential)  
(Confidential)

5. The Board finds that Respondent's continued practice of the healing arts creates an imminent danger to the public.

6. **(Confidential)**  
**(Confidential)**

7. The Board further concludes that Respondent's license to practice medicine and surgery should be immediately suspended until such time as he is able to practice with reasonable skill and safety.

**IT IS, THEREFORE, ORDERED** that the license of Christopher Edward Wilson, M.D. is hereby suspended.

**(Confidential)**

**IT IS FURTHER ORDERED** that Board counsel shall serve this order in the manner provided by law, and shall complete and file a proof of service.

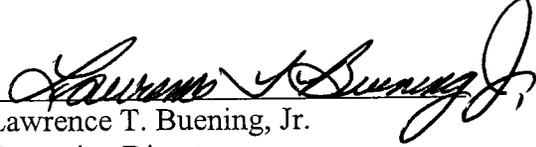
**IT IS FURTHER ORDERED** that John White, D.O. is appointed as Presiding Officer to complete proceedings and to issue an Initial Order.

**PLEASE TAKE NOTICE** that this is an emergency order. An emergency order is effective when rendered. A party to an agency proceeding may seek judicial review of an emergency order by filing a petition in the District Court as authorized by K.S.A. 77-601, et seq. A petition for judicial review is not timely unless filed within 30 days

following service of the order. A copy of any petition for judicial review must be served upon the Board's Executive Director at 235 SW. Topeka Blvd., Topeka, KS 66603.

Dated this 13<sup>th</sup> Day of February 2006.

Kansas State Board of Healing Arts

  
Lawrence T. Buening, Jr.  
Executive Director

**CERTIFICATE OF PERSONAL SERVICE**

I, Sharon D. Dirks, Special Investigator for the Kansas State Board of Healing Arts, hereby certify that I served a true and correct copy of the foregoing EMERGENCY ORDER relative to Docket No. 06-HA-66 in the matter of CHRISTOPHER E. WILSON, M.D. by hand-delivery to:

Name/Title: TACKED TO FRONT DOOR OF RESIDENCE  
Location: 6104 GOLDENBEAR DRIVE  
Date: 14 FEB 2006 Time: 1346

A true and correct copy of the foregoing EMERGENCY ORDER was also served on the 14<sup>th</sup> day of February, 2006 by United States mail, first-class postage prepaid and addressed to:

Christopher Edward Wilson, M.D.  
9919 West 74<sup>th</sup> Street, Suite 354  
Shawnee Mission, Kansas 66204

Christopher Edward Wilson, M.D.  
5410 Fairway Road  
Fairway, Kansas 66205

Christopher Edward Wilson, M.D.  
6104 Goldenbear  
Shawnee Mission, Kansas 66223

and the original Certificate of Personal Service was hand-delivered to:

Lawrence T. Buening, Jr.  
Executive Director  
Kansas State Board of Healing Arts  
235 Southwest Topeka Boulevard  
Topeka, Kansas 66603-3068

**FILED**

*CAP*

FEB 14 2006



Sharon D. Dirks  
Special Investigator II