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SEP 02 2009

KS State Board of Healing Arts

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

In the Matter of)
)
JEFF ALLEN WILSON, D.C.)
Kansas License No. 01-04077)
_____)

Docket No. 10-HA00002

**JOURNAL ENTRY OF SATISFACTION
OF REQUIREMENTS OF FINAL ORDER**

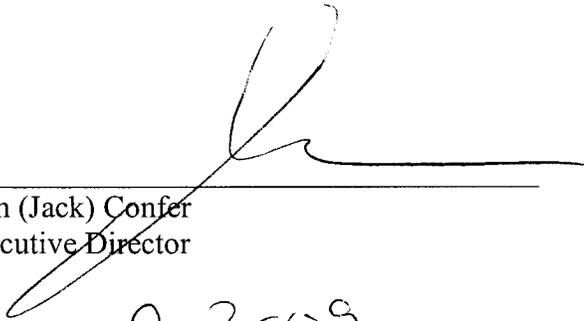
NOW on this 2nd day of September, 2009, this matter comes before John (Jack) Confer, Executive Director, Kansas Board of Healing Arts (“Board”), concerning Licensee’s satisfaction of all requirements contained in the Final Order which was filed on August 5, 2009. Wherefore, the Board finds as follows:

1. On or about August 5, 2009, the Board issued a Final Order regarding the license of Jeff Allen Wilson, D.C. (“Licensee”) to practice chiropractic in the state of Kansas. The Final Order publically censured Licensee and assessed a fine of \$1000 for practicing the healing arts without a license and assessed a fine of \$1500 for failure to maintain malpractice insurance.
2. The Final Order required all fines be paid no later than August 27, 2009.
3. Licensee paid \$2500 to the Board for satisfaction of the fines assessed on August 27, 2009.
4. Licensee has satisfied all requirements of the Final Order and has no further obligation for compliance.

IT IS THEREFORE ORDERED that Licensee is hereby discharged from the requirements of the Final Order filed on August 5, 2009.

IT IS SO ORDERED.

KANSAS BOARD OF HEALING ARTS



John (Jack) Confer
Executive Director

9-2-09

Date

CERTIFICATE OF SERVICE

I, hereby certify that a true and correct copy of the foregoing **Journal Entry of Satisfaction** was served on the 2nd day of September, 2009 by United States mail, first-class postage pre-paid and addressed to:

Jeff Allen Wilson, D.C.
820 ½ N. Pearl
Paola, Kansas 66071

and a copy was hand-delivered to:

Stacy R. Bond
Associate Litigation Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 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 Executive Director:

Jack Confer
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 66603-3068



Cathy Brown
Executive Assistant

FILED

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AUG 05 2009

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

KS State Board of Healing Arts

In the Matter of)
JEFF ALLEN WILSON, D.C.)
)
Kansas License No. 01-04077)
_____)

Docket No. 10-HA00002

FINAL ORDER

NOW ON THIS 5th day of August, 2009, the above-entitled matter comes on before John (Jack) Confer, Executive Director of the Kansas State Board of Healing Arts. After reviewing the file and being duly advised in the premises, the Executive Director makes the following determinations.

1. On July 8, 2009, the Executive Director issued a Summary Order regarding the license of Jeff Allen Wilson, D.C. ("Licensee") to practice chiropractic in the state of Kansas. The Summary Order contained a provision Publicly Censuring Licensee and assessing a \$1000 civil fine against Licensee for practicing the Healing Arts without a license and fined \$1500 for failure to maintain malpractice insurance. Said fines are due and payable within thirty days of the effective date of the Summary Order.

2. The Summary Order contained a notice that a written request for hearing could be filed within 15 days following service, but if no hearing is requested, the Summary Order would be come effective as a final order of the Board upon expiration of the time for requesting a hearing.

3. No hearing has been requested by any party; therefore the Summary Order became effective as a final order on July 27, 2009.

4. As such all fines are due and payable by August 27, 2009

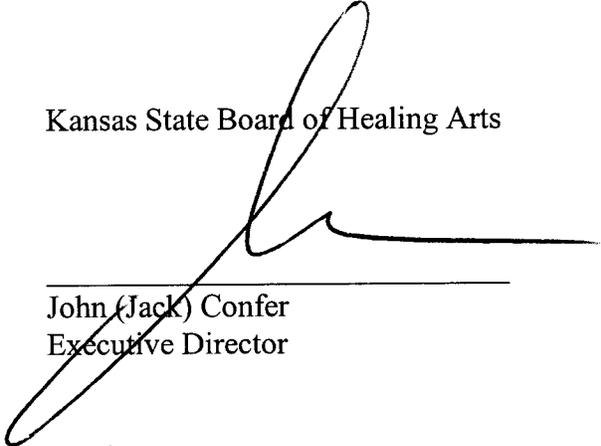
IT IS SO ORDERED.

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 5th day of August 2009.

Kansas State Board of Healing Arts



John (Jack) Confer
Executive Director

Certificate of Service

I certify that the foregoing Final Order was served this 5th day of August 2009, by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Jeff A. Wilson, D.C.
820 ½ N. Pearl
Paola, KS 66071

and a copy was hand-delivered to:

Stacy R. 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 Blvd.
Topeka, Kansas 66603

And the original was filed with the office of the Executive Director:

John (Jack) Confer
Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603



Cathy Brown
Executive Assistant

FILED *CAD*

JUL 09 2009

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

KS State Board of Healing Arts

In the Matter of)
JEFF ALLEN WILSON, D.C.)
)
)
Kansas License No. 01-04077)
_____)

Docket No. 10-HA 00002

SUMMARY ORDER

NOW ON THIS 8th day of July, 2009, this matter comes before John (Jack) Confer, Executive Director, Kansas State Board of Healing Arts (“Board”), in summary proceedings pursuant to K.S.A. 77-537. This Summary Order shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period if no request for hearing is made, pursuant to K.S.A. 77-542.

Upon review of the agency record and being duly advised in the premises, the following findings of fact, conclusions of law and order are made for and on behalf of the Board:

Findings of Fact

1. Jeff Allen Wilson, D.C. (“Licensee”) was originally issued license number 01-04077 to practice chiropractic in the state of Kansas on December 13, 1991. Licensee’s license is currently active, having last been reinstated on May 13, 2009 to expire on December 31, 2009.
2. Licensee’s last known mailing address as provided to the Board at the time of his application for reinstatement is 820 ½ N. Pearl, Paola, Kansas 66071.
3. On March 10, 2009, the Board received a complaint that Licensee was practicing chiropractic in Paola, Kansas but that his Kansas license was not active.
4. A check of the Board database showed that Licensee’s license was cancelled for

failure to renew on February 8, 2008.

5. Board staff then contacted Licensee at his place of business. Licensee answered the phone and admitted to Board staff that he had failed to renew his license and had continued to practice chiropractic without proper licensure.

6. Additionally Board staff checked with the stabilization fund to determine if Licensee had malpractice insurance during the time he was not licensed. Information provided showed that Licensee last had insurance on September 27, 2007 when his last policy expired.

7. For approximately fifteen (15) months, between February 8, 2008 and May 13, 2009, Licensee continued to practice chiropractic in Paola, Kansas even though his license had been cancelled for failure to renew.

8. For approximately seventeen (17) months, between September 27, 2007 and February 2, 2009, Licensee was without malpractice insurance.

9. All pending investigation materials regarding Licensee were fully reviewed and considered by the Board members who serve on the Board's Disciplinary Panel. The Disciplinary Panel authorized and directed the issuance of this Summary Order and the specific disciplinary sanctions pursuant to Board Guidelines.

Applicable Law

10. K.S.A. 65-2867(a) states: It shall be unlawful for any person who is not licensed under the Kansas healing arts act or whose license has been revoked or suspended to open or maintain an office for the practice of the healing arts as defined in this act or to announce or hold out to the public the intention, authority or skill to practice the healing arts as defined in the Kansas healing arts act by the use of any professional degree or designation, sign, card, circular, device, advertisement or representation.

11. K.S.A. 65-2803(a) states: It shall be unlawful for any person who is not

licensed under the Kansas healing arts act or whose license has been revoked or suspended to engage in the practice of the healing arts as defined in the Kansas healing arts act.

12. K.S.A 65-2802 states, in pertinent part: Definitions. For the purpose of this act the following definitions shall apply: (a) The healing arts include any system, treatment, operation, diagnosis, prescription, or practice for the ascertainment, cure, relief, palliation, adjustment, or correction of any human disease, ailment, deformity, or injury, and includes specifically but not by way of limitation the practice of medicine and surgery; the practice of osteopathic medicine and surgery; and the practice of chiropractic.
13. K.S.A. 65-2871 states, in pertinent part: For the purpose of this act the following persons shall be deemed to be engaged in the practice of chiropractic: (a) Persons who examine, analyze and diagnose the human living body, and its diseases by the use of any physical, thermal or manual method and use the X-ray diagnosis and analysis taught in any accredited chiropractic school or college and (b) persons who adjust any misplaced tissue of any kind or nature, manipulate or treat the human body by manual, mechanical, electrical or natural methods or by the use of physical means, physiotherapy (including light, heat, water or exercise), or by the use of foods, food concentrates, or food extract, or who apply first aid and hygiene, but chiropractors are expressly prohibited from prescribing or administering to any person medicine or drugs in materia medica, or from performing any surgery, as hereinabove stated, or from practicing obstetrics.
14. K.S.A. 65-2836 states in pertinent part: A licensee's license may be revoked, suspended or limited, or the licensee may be publicly or privately censured or placed under probationary conditions, or an application for a license or for reinstatement of a license may be denied upon a finding of the existence of any of the following grounds:
 - (b) The licensee has committed an act of unprofessional or dishonorable conduct or professional incompetency
 - (f), states in pertinent part: The licensee has willfully or repeatedly violated this act
15. K.S.A. 65-2837 states in pertinent part: As used in K.S.A. 65-2836, and amendments thereto, and in this section:
 - (b) "Unprofessional conduct" means:

(12) Conduct likely to deceive, defraud or harm the public.

16. K.S.A. 65-2863a states: The state board of healing arts, in addition to any other penalty prescribed under the Kansas healing arts act, may assess a civil fine, after proper notice and an opportunity to be heard, against a licensee for a violation of the Kansas healing arts act in an amount not to exceed \$5,000 for the first violation, \$10,000 for the second violation and \$15,000 for the third violation and for each subsequent violation. All fines assessed and collected under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state general fund.

Conclusions of Law

17. The Board has jurisdiction over Licensee as well as the subject matter of this proceeding, and such proceeding is held in the public interest.

18. That Licensee was engaged in the practice of the healing arts without being licensed under the Kansas healing arts act from February 8, 2008 until May 13, 2009, a violation of K.S.A. 65-2803.

19. That Licensee willfully violated the Healing Arts Act by failing to renew his license prior to February 8, 2008 and continuing to practice the healing arts without proper licensure, a violation of K.S.A. 65-2836(f).

20. That Licensee maintained an office at 820 ½ N. Pearl, Paola, Kansas for the purpose of engaging in the practice of the healing arts while his license had been cancelled for failure to renew, a violation of K.S.A. 65-2867(a).

21. That Licensee engaged in unprofessional conduct likely to deceive, defraud or harm the public by engaging in the practice of the healing arts without maintaining malpractice

insurance coverage, a violation of K.S.A. 65-2836(b) in combination with K.S.A. 65-2837(b)(12).

22. That Licensee by using the title ^{D.C.}~~M.D.~~ without being licensed under the Kansas Healing Arts Act has engaged in unprofessional conduct by engaging in conduct likely to deceive, defraud or harm the public, a violation of K.S.A. 65-2836(b) in combination with K.S.A. 65-2837(b)(12).

23. Based on the facts and circumstances set forth herein, it appears that the use of summary proceedings in this matter is appropriate, in accordance with the provisions set forth in K.S.A. 77-537(a), in that the use of summary proceedings does not violate any provision of the law and the protection of the public interest does not require the Board to give notice and opportunity to participate to persons other than Licensee, Jeff Allen Wilson, D.C.

IT IS, THEREFORE, ORDERED that Licensee is hereby **PUBLICLY CENSURED AND FINED \$1000** for violating the Healing Arts Act by practicing without a license and **FINED \$1500** by violating the Healing Arts Act by engaging in unprofessional conduct for failure to maintain malpractice insurance. Said fines are due and payable within thirty days of the effective date of this Order.

NOTICE AND OPPORTUNITY FOR HEARING

PLEASE TAKE NOTICE that this is a Summary Order. A party to whom a Summary Order is issued may file a written request for a hearing pursuant to K.S.A. 77-542 within 15 days following service of the Summary Order. Such written request shall also state the legal and/or factual basis upon which the party opposes this Order. If a hearing is not requested, the Summary Order shall become effective as a Final Order of the Board upon expiration of the time for requesting

a hearing. A written request for hearing must be addressed and mailed to Jack Confer, Executive Director, Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, KS 66603.

PLEASE TAKE NOTICE that upon becoming effective as a Final Order, this document shall be deemed a public record and be reported to any reporting entities authorized to receive such disclosure.

Dated this 8th day of July, 2009

Kansas State Board of Healing Arts



Jack Confer
Executive Director

Certificate of Service

I certify that the foregoing Summary Order was served this 9th day of July, 2009 by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Jeff Allen Wilson, D.C.
820 ½ N. Pearl
Paola, Kansas 66071

and a copy was hand-delivered to:

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

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

and the original was filed with the office of the Executive Director:

Jack Confer
Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

A handwritten signature in cursive script that reads "Cathy A. Brown". The signature is written in black ink and is positioned above a horizontal line.

Cathy Brown
Executive Assistant