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**KANSAS STATE BOARD OF
HEALING ARTS**

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

In the Matter of)
)
ROBERT A. WILSON, M.D.)
Kansas License no. 04-21070)
_____)

Case no. 98-00387

EMERGENCY ORDER

NOW ON THIS Eighth Day of April, 1998, comes before the State Board of Healing Arts an oral motion for an emergency order immediately suspending the license of Robert A. Wilson, M.D. to practice medicine and surgery in the State of Kansas. Howard D. Ellis, M.D., is appointed by Board President John P. Gravino to sit as presiding officer. Kevin K. LaChance, Disciplinary Counsel, appears as petitioner.

The Presiding Officer attempted to contact Respondent's attorney of record, Michael E. Francis, by telephone. Mr. Francis was unavailable.

The record in this case consists of Exhibits 1, 2, and 3; additionally the Presiding Officer takes official notice of the record in Board proceeding 94-00179. A protective order is issued regarding Exhibit 1. Specifically, that record is found to be privileged under the laws of this state, specifically K.S.A. 1997 Supp. 65-4925. Exhibit 1 may not be released or disclosed to any person other than the parties to this proceeding unless otherwise ordered by the Board or by a court of competent jurisdiction.

Presiding Officer Olander wrote in his Initial Order that as a matter of fact, Respondent had engaged in multiple acts of sexual impropriety during patient encounters. This finding alone is sufficient grounds to find that Respondent's continued medical practice constitutes an imminent

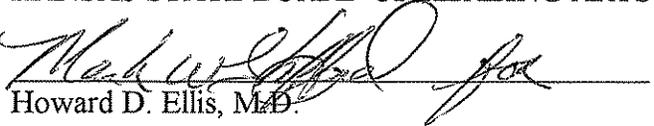
threat to the public health, safety and welfare. The additional issues raised in Exhibits 1, 2, and 3 aggravate this finding. Specifically, Respondent's privileges at Lawrence Memorial Hospital have been suspended for conduct which would constitute grounds for action under the healing arts act. Respondent has demonstrated a pattern of dishonesty in his mandatory disclosures to the Board and the hospital. Respondent's professional liability insurance has not been renewed and lapses as of the date of this proceeding.

The facts stated above are violations of the healing arts act. By committing acts of sexual abuse or misconduct, Respondent has engaged in unprofessional conduct as defined at K.S.A. 1997 Supp. 65-2837(b)(16). By surrendering his hospital privileges and having the privileges suspended for conduct which would constitute grounds for disciplinary action under the healing arts act, Respondent has engaged in conduct prohibited by K.S.A. 1997 Supp. 65-2936(u).

Given the nature of Respondent's egregious conduct, the emergent need to protect the public outweighs his right to notice of this proceeding, at least initially. The Presiding Officer is mindful of Respondent's interests, and in that regard, will take only that action which is necessary while further proceedings are pending. Respondent's license is hereby suspended, effective immediately, until Monday April 13, 1998 at 2:00 p.m. At that time, a hearing will commence to determine whether this emergency order should remain in effect. No further notice of hearing will be given.

IT IS, THEREFORE, ORDERED that Respondent's license is suspended.

KANSAS STATE BOARD OF HEALING ARTS


Howard D. Ellis, M.D.

Presiding Officer

PLEASE TAKE NOTICE THAT this is an emergency order. It is effective when issued. A person may seek review of an emergency order by filing a petition for review either with the Board as a whole or with the District Court. Service of this order constitutes notice for the purpose of the act for judicial review and civil enforcement of agency actions.

Certificate of Service

I certify that a true copy of the foregoing Emergency Order was served this 9th day of April, 1998 by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Michael E. Francis
Sloan, Listrom, Eisenbarth, Sloan & Glassman, L.L.C.
Capitol Federal Building, Suite 714
Topeka, Kansas 66603-3881

Dr. Robert A. Wilson, M.D.
330 Arkansas, Suite 200
Lawrence, Kansas 66044

and a copy was hand-delivered to the office of:

Kevin K. LaChance
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603-3068

and a copy was sent by telefacsimile to:

Michael E. Francis
(785) 357-0152

