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OCT 27 2011

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

KS State Board of Healing Arts

In the Matter of)
Carl L. Woofter, P.A.)
)
Kansas License No. 15-00765)
)
_____)

KSBHA Docket No. 11-HA00069

FINAL ORDER TERMINATING LIMITATION

NOW on this 21st day of October 2011, comes before the Kansas State Board of Healing Arts ("Board") the request of Carl L. Woofter, P.A. ("Licensee") for termination of practice limitation. Licensee appears *pro se*. Janith Lewis, Associate Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to the Board by K.S.A. 65-28a01 *et seq.*, and in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 *et seq.*, the Board hereby enters this Final Order in the above-captioned matter. After reviewing the file, hearing the statements and arguments of Janith Lewis, hearing the testimony of Licensee, and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and orders:

I. Findings of Fact

1. Licensee is licensed to practice as a physician assistant in the State of Kansas, License No. 15-00765, and has been so licensed since approximately June 23, 2001.
2. Licensee's last known mailing address provided to the Board is: confidential Colby, Kansas 67701.
3. On or about March 9, 2011, Licensee entered into a Consent Order with the Board due to alleged acts of unprofessional conduct when Licensee came under an Agreed Settlement

with the Nebraska Department of Health and Human Services. The Agreed Settlement required Licensee to complete terms imposed upon Licensee by the agreement.

4. Under the terms of Licensee's Consent Order with the Board, a practice limitation was placed on Licensee and Licensee was publicly censured.

5. Under the terms of the Consent Order, Licensee could request termination of the Consent Order upon submission to the Board of successfully fulfilling the requirements of the Nebraska Agreed Settlement.

6. On or about September 8, 2011, Licensee filed a written request to the Board seeking termination of the limitation placed on Licensee within the Consent Order due to compliance with the Nebraska Agreed Settlement. Licensee enclosed two letters in his request for termination letter. The first letter was from the Nebraska Division of Public Health to Licensee, dated May 23, 2011. The letter verified Licensee's compliance with the Nebraska Agreed Settlement. The second letter, dated May 26, 2011, was from the Nebraska Attorney General. This letter verified the completion of Licensee's probationary period.

7. On September 20, 2011, the Respondent Board filed a Response to Licensee's Request to Terminate the Limitation.

II. Applicable Law

- a. K.S.A. 77-501, *et seq.* – Kansas Administrative Procedure Act
- b. K.S.A. 65-28a01, *et seq.* – Physician Assistant Licensure Act

IV. Conclusions of Law

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

V. Order

IT IS THEREFORE ORDERED BY THE KANSAS STATE BOARD OF HEALING ARTS that Licensee has satisfied all terms and conditions of the Consent Order and that the Board hereby grants Licensee's request to terminate any and all practice limitations imposed on Licensee by the Consent Order.

IT IS FURTHER ORDERED that the Board shall maintain jurisdiction over this matter to issue any future order(s) deemed necessary and appropriate.

IT IS SO ORDERED THIS 21 DAY OF OCTOBER, 2011, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


Kathleen Selzler Lippert
Executive Director
Kansas State Board of Healing Arts

Prepared and Approved by:


Randy E. Stookey, #21885
Assistant General Counsel
Kansas State Board of Healing Arts

NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service, and service of a Final Order is complete upon mailing. Pursuant to K.S.A. 77-529, Licensee may petition the Board for Reconsideration of a Final Order within fifteen (15) days following service of the final order. Additionally, a party to an agency proceeding may seek judicial review of a Final Order by filing a petition in the District Court, as authorized by K.S.A.

77-601, *et seq.* Reconsideration of a Final Order is not a prerequisite to judicial review. A petition for judicial review is not timely unless filed within **30 days** following service of the Final Order. A copy of any petition for judicial review must be served upon Kathleen Selzler Lippert, the Board's Executive Director, at 800 SW Jackson, Lower Level-Suite A, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true copy of the foregoing **Final Order Terminating Limitation** was served this 27th day of October, 2011 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Carl L. Woofter, P.A.
confidential
Colby, Kansas 67701

And a copy was hand-delivered to:

Janith Lewis, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Katy Lenahan, Licensing Administrator
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Melissa Massey, Compliance Coordinator
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

The original was filed with the office of:

Kathleen Selzler Lippert, Executive Director
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612



Cathy Brown
Executive Assistant