

STIPULATION

THIS STIPULATION, made and entered into this 26<sup>th</sup> day of OCTOBER, 1985, by and between the Kansas State Board of Healing Arts, hereinafter referred to as "Board" and Robert Hal Younglove, M.D., 10550 Quivira, Suite 510, Overland Park, Kansas 66215, hereinafter referred to as "Licensee".

The parties stipulate to the following facts:

A. Licensee is licensed to practice medicine and surgery in the State of Kansas and is the holder of certificate #17962; and

B. Licensee is alleged by the Board of to have committed acts which may constitute one or more violations of the Kansas Healing Arts Act for which formal adjudicative proceedings under the Kansas Administrative Procedures Act could be initiated to revoke, suspend or limit the license of Licensee to practice medicine and surgery within the State of Kansas, specifically that Licensee was found liable by a court of competent jurisdiction for acts of ordinary and gross negligence in Olsen v. Younglove, Case No. 107480, District Court of Johnson County, Kansas, which may constitute a violation of K.S.A. 65-2836(b) and 65-2837(a). The allegations by the Board that Licensee has committed acts which are violations of the Act are denied by the Licensee.

In lieu of engaging in formal adjudicative proceedings to revoke, suspend or limit the license of Licensee, the parties hereto mutually desire to enter into this Stipulation.

NOW, THEREFORE, in consideration of the forbearance by the Board of additional investigation and formal adjudicative proceedings, and in consideration of a waiver by the Licensee of his right to a hearing to establish that he has not committed any acts that are violations of the Act, and other covenants and promises contained herein, the parties agree as follows:

1. That the Licensee shall within the next six months take two postgraduate courses in obstetrics and gynecology at the University of Kansas Medical Center or other institution, which shall include one course on high risk obstetrics and one course on fetal monitoring during labor, such courses being approved by Kermit Krantz, M.D. and the Board.

2. That the Licensee shall have a consultant approved by Kermit Krantz, M.D. and the Board on all high risk obstetrical cases during the next six months of practice.

3. That after this six month period the Licensee shall submit to the Board the records in all high risk obstetrical cases in which the Licensee participated in the preceding six months.

4. That for a period of two years thereafter the Licensee shall submit to the Board every three months the medical records in obstetrical cases randomly selected by the Board.

5. That the Board's investigator or other designee of the Board shall monitor Licensee's practice within the Board's discretion with Licensee cooperating with any reasonable request made to ensure Licensee is in strict compliance with the terms of the Stipulation.

6. In consideration of the forbearance of commencing formal adjudicative proceedings, the Licensee waives all procedural and due process requirements afforded to him by the United States and Kansas Constitutions and the Kansas Administrative Procedures Act. In consideration of such waiver by the Licensee, the Board agrees that this Stipulation shall be an adjudication and determination of any proceedings or actions that could be taken or instituted by the Board for any acts or alleged acts by Licensee prior to the date hereof and that no further action shall be taken by the Board for any such acts or alleged acts.

7. It is understood and agreed that the provisions of this Stipulation are to be strictly construed and adhered to.

8. This Stipulation constitutes the entire agreement between the parties and there are no other agreements or understandings not set forth herein. This Stipulation may be modified or amended only by a written instrument signed by the parties hereto.

9. This Stipulation shall remain in full force and effect until modified, amended or rescinded by the parties hereto; PROVIDED HOWEVER, should Licensee strictly adhere to the terms and provisions contained herein and demonstrate sufficient competency in obstetrics and gynecology, Licensee may, upon expiration of two years from the date hereof, request an appearance before the Board to discuss modification, amendment or rescission of this Stipulation and the Board will give such request due consideration.

IN WITNESS WHEREOF, the parties hereto have executed this Stipulation on the date indicated below their signature.

KANSAS STATE BOARD OF HEALING ARTS

By Richard A. Uhlig  
Richard A. Uhlig, D.O., Secretary  
"Board"

Date: OCT 26 1985

Robert Hal Younglove  
Robert Hal Younglove, M.D.  
"Licensee"

Date: 10/23/85