

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

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JUN 10 2006

KS State Board of Healing Arts

In the Matter of)
Ronald J. Zoeller, D.C.) 04-HA-66
Kansas License No. 01-03285)

EMERGENCY ORDER

NOW ON THIS Tenth day of June 2006, this matter comes before the Board upon a Motion for *Ex Parte* Emergency Order of Suspension. Kathleen Selzler Lippert, Associate Counsel appears for the Board. There are no other appearances.

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

1. This is a motion for an order pursuant to K.S.A. 65-2838 and 77-536. Under those statutes, the Board may issue an order without notice and hearing, and may temporarily limit or suspend a license if the Board finds an imminent harm to the public health and safety.
2. The Board received a motion for an *ex parte* order on June 10, 2006. The motion requests an emergency suspension of Respondent's license.
3. The motion for an emergency order in the present case alleges that Respondent Ronald J. Zoeller, D.C., a licensee of the Board, violated the Final Order of the Board issued on February 11, 2006; **(Confidential)**

(Confidential) Respondent has failed to furnish the Board information legally requested by the Board; and that Respondent is unable to practice the healing arts with reasonable skill and safety to patients **(Confidential)**

(Confidential)

(Confidential)

Exhibit 2 is

the affidavit of Investigator Pamela Horn. Exhibit 3 is a letter to Respondent requesting compliance with the Final Order of the Board.

4. The Board may take disciplinary action against a licensee upon a finding that there are grounds for disciplinary action against Licensee's license, as defined by K.S.A. 65-2836.
5. The Board finds that Respondent has not complied with the Final Order of the Board issued on February 11, 2006.
6. (Confidential)
7. The Board finds that Licensee is unable to practice the healing arts with reasonable skill and safety (Confidential) and that Respondent's continued practice of the healing arts creates an imminent danger to the public.
8. The Board further concludes that Respondent's license to practice chiropractic 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 Ronald J. Zoeller, D.C. is hereby immediately suspended.

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 Vinton K. Arnett, D.C. is appointed as Presiding Officer to complete proceedings and to issue an Initial Order.

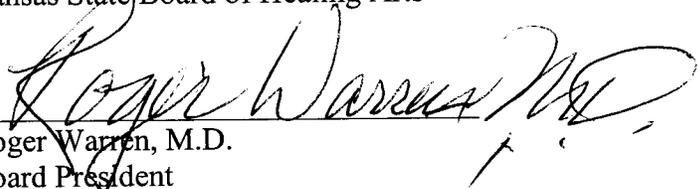
PLEASE TAKE NOTICE that a hearing on this matter will be scheduled as soon as practicable at the Board office, 235 S.W. Topeka Blvd., Topeka, Kansas. The issue to be determined is whether the emergency order of suspension should remain in place, be modified or terminated. A Notice of Hearing will be issued.

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 10 day of June 2006.

CAB

Kansas State Board of Healing Arts


Roger Warren, M.D.
Board President

Prepared by:


Kathleen Setzler Lippert, #17957
Associate Counsel
Kansas Board of Healing Arts
235 South Topeka Blvd.
Topeka, KS 66603
(785) 296-7413

CERTIFICATE OF SERVICE

I certify that a true copy of the foregoing emergency Order was served this ___ day of June 2006 by personally delivering the same to:

Ronald Zoeller, D.C.
Zoeller & Zoeller D.C., P.A.
2900 Atwood
Topeka, Kansas 66614

And a copy was deposited in the United States mail, first-class postage prepaid, and addressed to:

T.L.Green
Attorney for Licensee
525 Topeka Blvd.
Topeka Kansas 66603

And a copy was hand-delivered to:

Kathleen Selzler Lippert
Associate Counsel
235 SW Topeka Blvd.
Topeka Kansas 66603

And the original was hand-delivered for filing to:

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

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**BEFORE THE BOARD OF HEALING ARTS
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JUN 12 2006

KS State Board of Healing Arts

In the Matter of)
Ronald J. Zoeller, D.C.) 04-HA-66
Kansas License No. 01-03285)

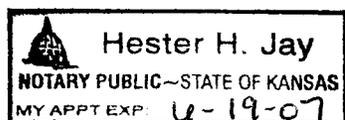
CERTIFICATE OF SERVICE

I, Pamela Horn, Special Investigator, Kansas State Board of Healing Arts, hereby certify that I personally served the EMERGENCY ORDER issued the case captioned: In the Matter of Ronald J. Zoeller, D.C., case number 04-HA-66, on this 12th day of June, 2006, at approximately 9:00 am to:

Ronald J. Zoeller, D.C.
Zoeller & Zoeller D.C., P.A.
2900 Atwood
Topeka, Kansas 66614

Pamela Horn
Pamela Horn, Special Investigator

Subscribed and sworn to before the undersigned on June 12, 2006.



Hester H. Jay
Notary Public

My appointment expires: June 19, 2007

Respectfully submitted,

Kathleen Selzler Lippert
Kathleen Selzler Lippert #17957
Associate Counsel
235 SW Topeka Boulevard
Topeka, Kansas 66603-3065
(785)296-0961