FILED

JUN 30 2015

KS State Board of Healing Arts

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

In the Matter of	)	
JESSICA R. DRONETTE, M.D.	)	
	)	**Docket No. 15-HA00055**
Applicant for Kansas License	)	
	)	

FINAL ORDER DENYING APPLICATION FOR LICENSE TO PRACTICE MEDICINE AND SURGERY

NOW on this 12th day of June, 2015, comes before the Kansas State Board of Healing Arts ("Board") the application of Jessica R. Dronette, M.D. ("Applicant") for a license to practice medicine and surgery in the State of Kansas. Applicant appears in person and *pro se*. Jessica Bryson, Associate Litigation Counsel, appears on behalf of the Respondent Board.

Pursuant to the authority granted to the Board by the Kansas Healing Arts Act, K.S.A. 65-2801, *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 agency record, hearing the statements and arguments of the parties, and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order:

1. On or about August 4, 2014, Applicant submitted an application for a license to practice medicine and surgery. Such application was deemed complete and filed with the Board on January 6, 2015.

2. On January 7, 2015, Associate Litigation Counsel for the Board filed a Response in Opposition to Application for License to Practice Medicine and Surgery ("Response"). The Response alleged there were grounds to deny Applicant's application for licensure based on violations of the Healing Arts Act. Specifically the Response alleged Applicant violated K.S.A.

65-2836(b), in that Applicant engaged in unprofessional or dishonorable conduct as a result of Confidential K.S.A. 65-2836(s), in that Applicant was dismissed from her residency program for falsely claiming FMLA, K.S.A. 65-2836(i), Confidential Confidential

Confidential K.S.A. 65-2836(b) as further defined by K.S.A. 65-2837(b)(12) in that Applicant engaged in conduct likely to deceive, defraud or harm the public, and K.S.A. 65-2837(a)(3) in that Applicant has committed a pattern of practice or other behavior that demonstrates a manifest incapacity or incompetence to practice the healing arts with reasonable skill and safety, in that Applicant has not practiced the healing arts since December 2012.

3. At the conference hearing before the full Board, Applicant did not dispute the material facts as alleged in the Response. As such, the Board finds that the allegations contained in the Response were proven by a preponderance of the evidence, such allegations are incorporated herein by reference as findings of fact.

4. At the conference hearing, Applicant advised the Board that if she were to be granted a license to practice medicine and surgery that she would begin to implement the prior recommendations made regarding Confidential

5. The Board concludes that Licensee's acts and conduct constitute a violation of K.S.A. 65-2836(b) and K.S.A. 65-2836(i).

6. The Board further concludes that Licensee's acts and conduct constitute a violation of K.S.A. 65-2836(a)(3).

7. The Board concludes the evidence presented failed to demonstrate that Applicant violated K.S.A. 65-2836(s) or K.S.A. 65-2836(b), as further defined by K.S.A. 65-2837(b)(12).

8. The Board finds that although Applicant has stated that she is willing to now follow recommendations Confidential the Board is unable at this time to assure the public that Applicant is currently able to practice the healing arts with reasonable skill and safety Confidential

9. Furthermore, the Board concludes that Applicant has not practiced the healing arts since she was dismissed from her residency program in December 2012, and has not been engaged in an educational program during this time, Applicant did not present evidence of her qualifications, experience, or other factors which might mitigate her absence from practice. As such, Applicant has not shown to the Board that she has the present capability to practice the healing arts with reasonable skill and safety.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS Licensee's Application for License to Practice Medicine and Surgery is hereby **DENIED**.

IT IS SO ORDERED THIS 30 DAY OF JUNE, 2015, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.

Confidential

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

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing **FINAL ORDER DENYING APPLICATION FOR LICENSE TO PRACTICE MEDICINE AND SURGERY** was served this 30th day of June, 2015 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Jessica R. Dronette, MD
PO Box 13492
Lake Charles, LA 70612

And a copy was hand-delivered to:

Jessica Bryson, 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

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

for Patricia Noble

Cathy Brown, Executive Assistant