

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FILED *CAB*
JUN 19 2014

KS State Board of Healing Arts

In the Matter of)
DANIEL RIVERA IV, M.D.)
)
)
Kansas License No. 04-35142)
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_____)

KSBHA Docket No. 11-HA00116

FINAL ORDER TERMINATING MONITORING

NOW on this 13th day of June, 2014, comes before the Kansas State Board of Healing Arts (“Board”) the request of Daniel Rivera IV, M.D. (“Licensee”) for termination of the monitoring requirement contained in the Consent Order filed with the Board on June 20, 2011. Licensee appears in person and *pro se*. Jane Weiler, Associate Litigation Counsel, appears on behalf of the Board.

Pursuant to the authority granted to 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, receiving evidence, and being otherwise advised in the premises, the Board makes the following findings, conclusions and order:

1. Licensee is licensed to engage in the practice of medicine and surgery in the State of Kansas, having been issued License No. 04-35142.
2. On or about June 20, 2011, Licensee entered into a Consent Order with the Board as a condition to being granted licensure. The Consent Order was entered to resolve concerns regarding Licensee’s history of **Confidential** monitoring since February of 2009

Confidential

3. Confidential
Confidential

4. The terms of the Consent Order allowed Licensee to petition the Board for modification or termination after three and one-half (3 1/2) years or upon his completion of his
Confidential

5. Confidential
Confidential

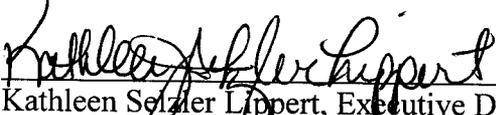
6. Confidential
Confidential

7. On March 26, 2014, Licensee submitted a request to the Board for termination of the monitoring requirements contained in the Consent Order.

8. The Board finds that Licensee has satisfactorily met all requirements of the Consent Order and concludes that termination of the monitoring requirement is warranted in the circumstances.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that the monitoring requirement imposed by the Consent Order filed on June 20, 2011, is hereby **TERMINATED** and that Licensee shall have no further obligation for compliance.

IT IS SO ORDERED THIS 18 DAY OF JUNE, 2014, IN THE CITY OF
TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.


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, at 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 Terminating Monitoring** was served this 19th day of June, 2014 by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Daniel Rivera IV, M.D.
Confidential
Hutchinson, KS 67502

And a copy was hand-delivered to:

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

Compliance Coordinator
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.



Cathy Brown
Executive Assistant