

OCT 21 2016

**BEFORE THE BOARD OF HEALING ARTS  
OF THE STATE OF KANSAS**

KS State Board of Healing Arts

<b>In the Matter of</b>	)	
<b>WALKER WYNKOOP, M.D.</b>	)	
	)	<b>Docket No. 16-HA00108</b>
	)	
<b>Kansas License No. 04-24330</b>	)	
_____	)	

**FINAL ORDER GRANTING APPLICATION  
FOR LICENSE DESIGNATION CHANGE TO ACTIVE**

NOW on this 14th day of October, 2016, comes before the Kansas State Board of Healing Arts (“Board”), the Petition for Discipline against the license of Walker Wynkoop, M.D. to practice medicine and surgery in the State of Kansas (“Licensee”). Petitioner appears by and through Jane Weiler, Associate Litigation Counsel. Licensee appears in person and with counsel, Diane Bellquist of Joseph Hollander & Craft, LLC.

Pursuant to the authority granted to the Board by 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 Presiding Officer hereby enters this Final Order in the above-captioned matter. Having the agency record before it, and considering the evidence and the statements and arguments of the parties, the Board makes the following findings, conclusions and order:

1. Licensee is or has been entitled to engage in the practice of medicine and surgery in the State of Kansas, having been issued License No. 04-24330 on or about October 31, 1992. Licensee’s license has been inactive since July 29, 2015.

2. On or about December 30, 2015, Licensee submitted an application for a license designation change from inactive to active, to practice medicine and surgery in the state of Kansas. Such application was deemed complete and filed with the Board on or about June 21,

2016.

3. On or about July 12, 2016, Associate Litigation Counsel filed a Response in Opposition to Application for License Designation Change (“Response”). An Amended Response was filed on or about July 21, 2016.

4. The Amended Response alleged Licensee had violated K.S.A. 65-2836(j) and K.S.A. 65-2836(w) of the Healing Arts Act by having previous disciplinary action taken by other licensing agencies and having prior malpractice payouts.

5. Licensee was disciplined by the North Dakota board on or about November 22, 2013. As a result the Illinois board took reciprocal action on or about April 4, 2014 and the California board took reciprocal action on or about November 19, 2014. On or about November 23, 2014, the Michigan board took action against Licensee’s license for failure to notify the Michigan board of the North Dakota action and for failing to update his address with the board.

6. Licensee as part of the application process disclosed that he has had two prior malpractice payouts, the first being on or about July 29, 2003, and the second on or about September 22, 2011.

7. The Board finds that as a result of the prior disciplinary actions, Licensee has been required to take both an ethics course and a professionalism course.

8. The Board finds that Licensee previously notified this Board of the previous disciplinary action taken by the other state licensing agencies. This Board further finds that Licensee properly notified this Board of those actions in a timely manner.

9. The Board concludes that Licensee has been sufficiently rehabilitated by the required ethics and professionalism courses and that no further action is required by this Board.

10. The Board further concludes that the prior malpractice payouts on behalf of

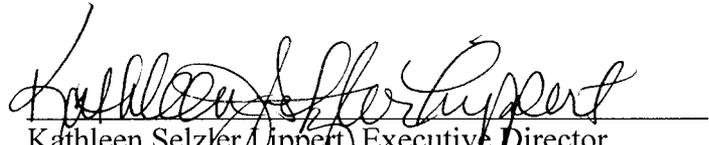
Licensee were of nominal value and due to their age; do not establish a pattern of incompetency.

11. The Board concludes that the Amended Response filed by Associate Litigation Counsel in this matter shall be dismissed and that Licensee's application for change of designation from inactive to active shall be granted.

**IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS** that Licensee's application for change of designation from inactive to active is hereby **GRANTED**.

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

**IT IS SO ORDERED THIS 20 DAY OF OCTOBER, 2016, 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, Kansas 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** was served this 21<sup>st</sup> day of October, 2016, by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Walker Wynkoop, MD

Sioux Falls, SD 57103

Diane Bellquist  
1508 SW Topeka Blvd.  
Topeka, KS 66612

and a copy was hand-delivered to:

Tracy Fredley, Associate Litigation Counsel  
Kansas Board of Healing Arts  
800 SW Jackson, Lower Level-Suite A  
Topeka, Kansas 66612

John Nichols, Licensing Administrator  
Kansas 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



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Cathy Brown  
Executive Assistant