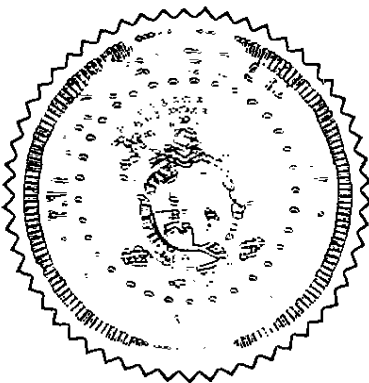


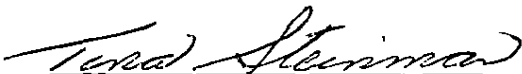
BEFORE THE MISSOURI BOARD OF REGISTRATION
FOR THE HEALING ARTS

State Board of Registration	)	
For the Healing Arts,	)	
Petitioner	)	
	)	Case Number: 2002-002088
v.	)	
	)	
Robert W. Reid, M.D.	)	
Respondent	)	

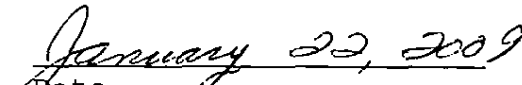
ORDER

It is hereby ordered that effective January 12, 2009 the Order issued on January 12, 2004 upon Respondent's license to practice medicine and surgery, number 110278 is hereby terminated and said license is hereby returned to its full privileges free and clear of all restrictions.




Tina Steinman

Executive Director


Date

Before the
Administrative Hearing Commission
State of Missouri



STATE BOARD OF REGISTRATION FOR
THE HEALING ARTS,

Petitioner,

vs.

ROBERT W. REID, M.D.,

Respondent.

No. 03-0446 HA

CONSENT ORDER

The licensing authority filed a complaint. Section 621.045, RSMo 2000, gives us jurisdiction.

On December 10, 2003, the parties filed a "Joint Stipulation of Facts, Waiver of Hearings Before the Administrative Hearing Commission and State Board of Registration for the Healing Arts, and Consent Order With Joint Proposed Findings of Fact and Conclusions of Law." Our review of the document shows that the parties have stipulated to certain facts and waived their right to a hearing before us. Because the parties have agreed to these facts, we incorporate them into this order and adopt them as stipulated. *Buckner v. Buckner*, 912 S.W. 2d 65, 70 (Mo. App., W.D. 1995). We conclude that the licensee is subject to discipline under § 334.100.2(3), (6), (8) and (11), RSMo 2000. We incorporate the parties' proposed findings of fact and [our revised] conclusions of law into this Consent Order. We certify the record to the licensing agency under § 621.110, RSMo 2000.

The only issue before this Commission is whether the stipulated conduct constitutes cause to discipline the license. The appropriate disciplinary action is not within our power to decide; that is subject to the licensing authority's decision or the parties' agreement. Section 621.110, RSMo 2000.

No statute authorizes us to determine whether the agency has complied with the provisions of section 621.045.3. RSMo 2000. We have no power to superintend agency compliance with statutory procedures. *Missouri Health Facilities Review Comm. v. Administrative Hearing Comm'n*, 700 S.W. 2d 445, 450 (Mo. banc 1985). Therefore, we do not determine whether the agency complied with such procedures.

SO ORDERED on January 12, 2004.

JUNE STRIEGEL DOUGHTY
Commissioner

BEFORE THE
ADMINISTRATIVE HEARING COMMISSION
STATE OF MISSOURI

FILED

DEC 10 2003

ADMINISTRATIVE HEARING
COMMISSION

MISSOURI STATE BOARD OF
REGISTRATION FOR THE HEALING ARTS,

Petitioner,

v.

ROBERT REID

Respondent.

Case No. 03-0446HA

**JOINT STIPULATION OF FACTS, WAIVER OF HEARINGS BEFORE THE
ADMINISTRATIVE HEARING COMMISSION AND
STATE BOARD OF REGISTRATION FOR THE HEALING ARTS,
AND CONSENT ORDER WITH JOINT PROPOSED
FINDINGS OF FACT AND CONCLUSIONS OF LAW**

Pursuant to the rules governing practice and procedure before the Administrative Hearing Commission 1 CSR 15-3.440(1), and pursuant to the terms of §536.060, RSMo 2000, as it is made applicable to the Administrative Hearing Commission by §621.135, RSMo 2000, Respondent, Robert Reid, and the Missouri State Board of Registration for the Healing Arts ("the Board") waive their right to a hearing and decision of the above-styled case by the Administrative Hearing Commission and, additionally, the right to a disciplinary hearing before the State Board of Registration for the Healing Arts under §621.110, RSMo 2000, and jointly stipulate and agree that a final disposition of this matter may be effectuated as described below in this Joint Stipulation of Facts, Waiver of Hearings before the Administrative Hearing Commission and State Board of Registration for the Healing Arts, and Consent Order with Joint Proposed Findings of Fact and Conclusions of Law ("the Agreement").

1. Respondent, Robert Reid, acknowledges that he understands the various rights and privileges afforded him by law and understands that this Agreement is in lieu of a contested case hearing by the Administrative Hearing Commission ("the Commission") where he would have the right to appear and be represented by counsel, the right to a hearing of the charges pending against Respondent; the right to have all charges against Respondent proven upon the record by competent and substantial evidence; the right to cross-examine any witness appearing at the hearing against Respondent; the right to present evidence on Respondent's own behalf at the hearing; the right to a decision upon the record of the hearing by a fair and impartial administrative hearing commissioner concerning the charges pending against Respondent; the right to a ruling on questions of law by an administrative hearing commissioner; the right to seek recovery of attorney's fees and costs; the right to a disciplinary hearing before the Board at which time evidence may be presented in mitigation of discipline and the right to obtain judicial review of the decisions of the Administrative Hearing Commission and the State Board of Registration for the Healing Arts. Having been advised of these rights provided Respondent by operation of law, Respondent knowingly and voluntarily waives each and every one of these rights and freely enters into this Joint Stipulation of Facts, Waiver of Hearings before the Administrative Hearing Commission and State Board of Registration for the Healing Arts, and Consent Order with Joint Proposed Findings of Fact and Conclusions of Law and agrees to abide by the terms of this document as they pertain to Respondent.

2. Respondent acknowledges that he has received a copy of the Complaint filed with the Administrative Hearing Commission in this cause, and waives service of that Complaint by the Administrative Hearing Commission.

3. The parties stipulate and agree that the disciplinary order agreed to by Petitioner and Respondent in Part II herein is based only on the Joint Proposed Findings of Fact set out in Part I herein. Respondent understands that the Board may take further disciplinary action against Respondent based on facts or conduct not specifically mentioned in this document that are either now known to the Board or may be discovered after the approval of this Agreement by the Administrative Hearing Commission.

4. Respondent hereby waives and releases the Board, its members and any of its employees, agents, or attorneys, including any former Board members, employees, agents, and attorneys, of, or from, any liability, claim, actions, causes of action, fees costs and expenses, and compensation, including, but not limited to any claims for attorney's fees and expenses, including any claims pursuant to §536.087, RSMo 2000, or any claim arising under 42 USC 1983, which may be based upon, arise out of, or relate to any of the matters raised in this agreement, or from the negotiation or execution of this agreement. The parties acknowledge that this paragraph is severable from the remaining portions of this agreement in that it survives in perpetuity even in the event that any court of law deems this agreement or any portion thereof void or unenforceable.

5. Respondent understands and agrees that the Missouri State Board of Registration for the Healing Arts will maintain this Agreement as an open record of the Board as required by Chapters 334, 610, 620 and 621, RSMo, as amended.

I.

Based upon the foregoing, Petitioner and Respondent herein jointly stipulate to the following Joint Proposed Findings of Fact and Joint Proposed Conclusions of Law and request

that the Administrative Hearing Commission adopt the Joint Proposed Findings of Fact and the Joint Proposed Conclusions of Law as the Administrative Hearing Commission's Findings of Fact and Conclusions of Law:

JOINT PROPOSED FINDINGS OF FACT

1. The State Board of Registration for the Healing Arts ("the Board") is an agency of the State of Missouri created and established pursuant to § 334.120, for the purpose of executing and enforcing the provisions of Chapter 334, RSMo.
2. Robert Reid ("Licensee") is licensed by the Board as a physician and surgeon, license number 110278. This license was first issued on May 17, 1996. This license is current and active and was so at all times relevant herein.
3. Licensee was licensed to practice medicine by the Kansas State Board of Healing Arts ("Kansas State Board"), license number 04-28041.
4. On or about March 11, 2002, the Kansas State Board placed limitations on Licensee's controlled substance privileges and placed limitations on his medical practice license. The Kansas order placing limitations on Licensee's controlled substance privileges and limitations on his medical practice license is a final disciplinary action against Licensee's license to practice the healing arts in Kansas.
5. The Kansas order to place limitations on Licensee's controlled substance privileges and limitations on his medical practice license was based on Licensee's chemical dependency and unprofessional conduct related to his impairment. A certified copy of the Final Order of the Kansas State Board has been attached and marked as Exhibit A and is incorporated as though fully set forth herein.

6. On or about August 19, 1999, Licensee self-referred his addiction to controlled substances to the Kansas Medical Advocacy Program. On or about August 21, 1999, Licensee was formally diagnosed with chemical dependency addiction.

7. On or about January 19, 2000, Licensee submitted his Application to Renew Physician & Surgeon License for the period of February 1, 2000 through January 31, 2001. Question 10 asks, "Have you been diagnosed or treated for any mental or physical illness or condition that has hindered or might serve to hinder your ability to practice medicine?" Licensee answered "No" to Question 10.

8. On or about November 12, 2000, Licensee submitted his Application to Renew Physician & Surgeon License for the period of February 1, 2001 through January 31, 2002. Question 9 asks, "Have you been diagnosed or treated for any mental or physical illness or condition that has hindered or might serve to hinder your ability to practice medicine?" Licensee answered "No" to Question 9.

9. On or about January 10, 2002, Licensee submitted his Application to Renew Physician & Surgeon License for the period of February 1, 2002 through January 31, 2004. Question 6 asks, "Have you been diagnosed or treated for any mental or physical illness or condition that has hindered or might serve to hinder your ability to practice medicine?" Licensee answered "No" to Question 6.

10. Section 334.080, RSMo 2000, states in pertinent part:

1. Every person licensed under the provisions of this chapter shall renew his certificate of registration on or before the registration renewal date. The application shall be made under oath on a form furnished by the board. The application shall include, but not be limited to, disclosure of the following: the

applicant's full name and his office and residence address and the date and number of his license; all final disciplinary actions taken against the applicant by any professional medical or osteopathic association or society, licensed hospital or medical staff of the hospital, state territory, federal agency or country; and, information concerning the applicant's current physical and mental fitness to practice as a physician and surgeon.

11. Licensee failed to disclose in the aforementioned renewal applications that he had been diagnosed or treated for a mental or physical illness or condition that has hindered or might serve to hinder his ability to practice medicine, as referenced above in paragraphs 7 through 9.

12. The Board relied on the answers and information Licensee provided in his renewal application when determining whether Licensee had met all of the requirements for renewal and in determining whether his license should be renewed.

JOINT PROPOSED CONCLUSIONS OF LAW

1. Cause exists to discipline Licensee's license pursuant to §334.100.2(3), (6), (8), and (11) RSMo 2000, which states in pertinent part:

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621, RSMo, against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered the person's certificate of registration or authority, permit or license for any one or any combination of the following causes:

(3) Use of fraud, deception, misrepresentation or bribery in securing any certificate of registration or authority, permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation or other final disciplinary action against the holder of or applicant for a license or other right to practice any profession regulated by this chapter by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including, but not limited to, the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of medicine while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the armed forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(11) Issuance of a certificate of registration or authority, permit or license based upon a material mistake of fact;

2. Licensee's conduct, as established by the foregoing facts, falls within the intendments of §334.100.2(3), (6), (8), and (11), RSMo 2000.

3. Cause exists for Petitioner to take disciplinary action against Licensee's license pursuant to §334.100.2(3), (6), (8), and (11), RSMo 2000.

II.

Based on the foregoing, the parties mutually agree and stipulate that the following shall constitute the disciplinary order entered by the State Board of Registration for the Healing Arts in this matter under the authority of §621.110, RSMo 2000. This disciplinary order will be effective immediately upon the issuance of the consent order of the Administrative Hearing Commission approving this Agreement without further action by either party.

A. Effective the date the Board enters into the Agreement:

1. The physician and surgeon license, No. 110278, issued to Licensee is hereby placed on PROBATION for a period of five (5) years (the "disciplinary period"). During Licensee's probation, Licensee shall be entitled to engage in the practice of medicine under Chapter 334, RSMo, provided he adheres to all of the terms of this Agreement.

2. Within fifteen (15) days of the effective date of this Agreement, Licensee shall forward to the Missouri State Medical Association's Physician Health Program (MPHP) or the Missouri Association of Osteopathic Physicians and Surgeons Program (MAOPS) a chemical dependency evaluation. MPHP or MAOPS will forward an evaluation report to the Board detailing the professional's findings, diagnoses, prognosis, and treatment recommendations. Licensee shall follow all recommendations for treatment or aftercare made by the chemical dependency professional.

3. Within fifteen (15) days of the effective date of this Agreement, and continuing through the duration of the disciplinary period, Licensee shall participate in the MPHP or MAOPS program. Licensee shall follow all recommendations for treatment or aftercare made by MPHP or MAOPS, and shall comply with each and every requirement to remain in the program.

Within fifteen (15) days of entering the MPHP or MAOPS program, Licensee shall cause MPHP or MAOPS to send written notification to the Board confirming that Licensee has joined the program.

4. In the event MPHP or MAOPS allows Licensee to fulfill any obligations by participating in a Physician Health Program or Medical Advocacy Program located in another state, then Licensee shall within ten (10) days execute and deliver to the Board any release or provide any other authorization necessary for the Board to obtain information or records from the out-of-state program. Any release shall remain in effect for the entire period covered by this agreement, and Licensee shall not take any action to cancel this release. Licensee shall take any and all steps necessary to continue the release in effect and shall provide a new release when requested.

5. During the disciplinary period, Licensee shall abstain completely from the personal use or possession of controlled substances and dangerous drugs as defined by state and federal law or any drugs requiring a prescription unless that use of the drug has been prescribed by a person licensed to prescribe such drug and with whom the Licensee has a bona fide physician/patient relationship. The Licensee shall forward to the Board written documentation of any such prescription within ten (10) days of the date of issuance of the prescription as well as a letter from the Licensee to the person licensed to prescribe the drug which notifies said person of Licensee's addiction history and Missouri licensure status as a physician and surgeon. In the case of a bona fide medical emergency, Licensee must notify his treating physician within twenty-four (24) hours of the use of any prescribed or dispensed controlled substance together with the documentation of the emergency diagnosis. Documentation of such medical emergency shall be

forwarded to the Board within ten (10) days of the treatment of the Licensee. This shall be the responsibility of the Licensee to forward this information to the Board.

6. During the disciplinary period, Licensee shall abstain completely from the use or consumption of alcohol. The presence of any alcohol whatsoever in a biological fluid sample shall constitute a violation of Licensee's discipline.

7. Results of drug screens performed pursuant to Licensee's discipline by the Kansas Board of Healing Arts shall be sent to the MPHP or MAOPS. Licensee shall execute a release whereby the Board may obtain the results of drug screens submitted by Licensee under his Final Order with the Kansas Board of Healing Arts and contract/monitoring agreement with the Kansas Medical Advocacy Program. The Missouri Board reserves the right to require Licensee to submit to biological fluid testing, at Licensee's cost. Licensee shall, upon demand and without delay, allow the Board's designated representative to obtain witnessed biological fluid samples and shall cooperate fully and completely with the Board's designated representative in providing such samples. The presence of any drug or a prescription drug not supported by a valid prescription or by a prescription documentation of which has not been forwarded to the Board as provided in this Agreement shall constitute a violation of Licensee's discipline.

8. During the disciplinary period, Licensee shall cause a letter of evaluation from the chemical dependency professional or from the rehabilitation or aftercare program to be submitted to the Board no later than January 1, April 1, July 1, and October 1. The letter shall include an evaluation of the Licensee's current status in the treatment, including Licensee's compliance with all the recommendations for treatment, and the current prognosis.

9. Within ten (10) days of the effective date of this Agreement, Licensee shall execute and deliver to the Board a written medical release(s) or other appropriate release(s) which shall cover the entire period of this Agreement authorizing the State Board of Registration for the Healing Arts to obtain records of the Licensee's treatment for chemical dependency. Licensee shall not take any action to cancel the release(s) and shall take whatever actions are necessary to ensure that the release(s) remain in full force and effect throughout the disciplinary period.

10. If the treatment of Licensee is successfully completed during the disciplinary period, Licensee shall cause the treating chemical dependency professional or director of the chemical dependency treatment program to submit a letter of evaluation to the Board stating that Licensee has successfully completed treatment and the arrangements for appropriate follow-up or aftercare. Licensee shall follow all recommendations for follow-up or aftercare and shall document compliance with all such recommendations.

11. During the disciplinary period, Licensee shall comply with all provisions of Chapters 334, RSMo; all the regulations of the Board; and all federal and state laws. State here includes all states and territories of the United States.

12. During the disciplinary period, Licensee shall keep the Board informed of Licensee's current work and home telephone numbers and addresses. Licensee shall notify the Board in writing within ten (10) days of any change in this information.

13. During the disciplinary period, Licensee shall timely renew his license and timely pay all fees required for licensing and comply with all other Board requirements necessary to maintain Licensee's license in a current and active state.

14. During the disciplinary period, Licensee shall appear in person for interviews with the Board or its designee upon request.

15. Licensee shall notify, in writing, the medical licensing authorities of the jurisdiction in which he is residing or practicing, within ten (10) days of the effective date of the disciplinary period, of Licensee's disciplinary status in Missouri. Licensee shall forward a copy of this written notice to the Board contemporaneously with sending it to the relevant licensing authority. In the event Licensee should leave Missouri to reside or practice medicine outside the state during the disciplinary period, Licensee shall notify the Board in writing of the dates of departure and return no later than ten (10) days before Licensee's departure. Furthermore, Licensee shall, no later than ten (10) days after the commencement of any residence or practice outside this state, but within the United States, notify in writing the medical licensing authorities in the jurisdiction in which Licensee is residing or practicing of Licensee's disciplinary status in Missouri.

16. Licensee shall notify, within fifteen (15) days of the effective date of this Agreement, all hospitals, nursing homes, out-patient centers, surgical centers, clinics, and all other facilities where Licensee practices or has privileges of Licensee's disciplinary status. Licensee shall notify any physician assistants or other allied health care professionals he supervises of the disciplinary action imposed. Notification shall be in writing and Licensee shall, contemporaneously with the giving of such notice, submit a copy of the notice to the Board for verification by the Board or its designated representative.

17. For purposes of this Agreement, unless otherwise specified in this Agreement, all reports, documentation, evaluations, notices, or other materials required to be submitted to the

Board in this Agreement shall be forwarded to the State Board of Registration for the Healing Arts, Attention: Investigations, P.O. Box 4, Jefferson City, Missouri 65102.

18. This Agreement does not bind the Board or restrict the remedies available to it concerning any other violation of Chapter 334, RSMo, by Licensee not specifically mentioned in this document.

B. Upon the expiration of the disciplinary period, Respondent's license shall be fully restored if all requirements of law have been satisfied; provided however, that in the event the State Board of Registration for the Healing Arts determines that Respondent has violated any term or condition of this Agreement, the Board may in its discretion, vacate this Agreement and impose such further discipline as the Board shall deem appropriate.

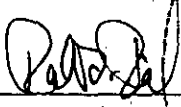
C. No additional order shall be entered by this Board pursuant to the preceding paragraph of this Agreement without notice and an opportunity for hearing before this Board as a contested case in accordance with the provisions of Chapter 536, RSMo. If any alleged violation of this Agreement occurred during the disciplinary period, the parties agree that the Board may choose to conduct a hearing before it either during the disciplinary period, or as soon thereafter as a hearing can be held, to determine whether a violation occurred and, if so, may impose further disciplinary action. Respondent agrees and stipulates that the Board has continuing jurisdiction to hold a hearing to determine if a violation of this Agreement has occurred.

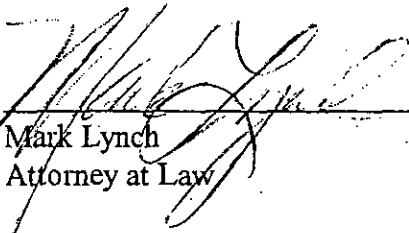
D. If the Board determines that the Respondent has violated a term or condition of the disciplinary period which violation would also be actionable in a proceeding before the Administrative Hearing Commission or in the circuit court, the Board may elect to pursue any

lawful remedies afforded it and is not bound by this Agreement in its election of remedies concerning that violation.

E. In consideration of the foregoing, the parties consent to the entry of record and approval of this Joint Stipulation of Facts, Waiver of Hearings before the Administrative Hearing Commission and State Board of Registration for the Healing Arts, and Consent Order with Joint Proposed Findings of Fact and Conclusions of Law and to the termination of any further proceedings before the Administrative Hearing Commission based upon the complaint filed by Petitioner in the above-styled case.

RESPONDENT

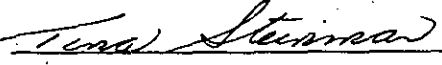

Robert Reid
11/01/2003
Date


Mark Lynch
Attorney at Law

Holbrook & Osborn, P.A.
757 Armstrong
P.O. Box 171927
Kansas City, KS 66117
Telephone: 913-342-2500
Telefax: 913-342-0603

Attorney for Respondent

BOARD


Tina Steinman
Executive Director
12/3/03
Date

JEREMIAH W. (JAY) NIXON
Attorney General


Michael J. Schmid
Assistant Attorney General
Missouri Bar No. 53847

7th Floor, Broadway State Office Building
221 West High Street
P.O. Box 899
Jefferson City, MO 65102
Telephone: 573-751-1143
Telefax: 573-751-5660

Attorneys for Board

EFFECTIVE THIS ____ DAY OF _____, 2003.

KANSAS BOARD OF HEALING ARTS

FILED

BILL GRAVES
Governor



JAN 05 2004

ADMINISTRATIVE HEARING
COMMISSION

235 S. Topeka Blvd.
Topeka, KS 66603-3068
(785) 296-7413
FAX # (785) 296-0852
(785) 368-7102

AFFIDAVIT OF CUSTODIAN OF BUSINESS RECORDS

I, Mark W. Stafford, General Counsel for the Kansas Board of Healing Arts, being first duly sworn on oath, depose and state:

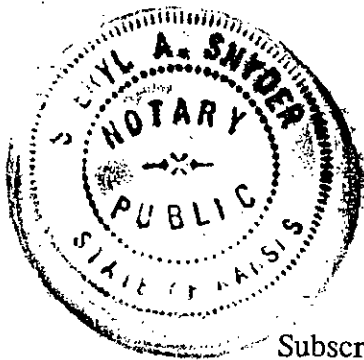
1. Lawrence T. Buening, Jr., Executive Director, is the duly-authorized custodian of the business records of the Kansas Board of Healing Arts and has the authority to certify those records. In his absence, he authorizes Mark W. Stafford, General Counsel for the Kansas Board of Healing Arts, to certify the business records.

2. A copy of the records In the Matter of Robert William Reid, M.D. attached to this affidavit are true copies as kept and maintained by the Board of Healing Arts with the exception that confidential information has been removed pursuant to state or federal laws:

- a. Petition, January 18, 2002
- b. Final Order, March 11, 2002

3. The records were prepared or are maintained by the personnel or staff of the business, or persons acting under their control, in the regular course of business at or about the time of the act, condition or event recorded.

FURTHER AFFIANT SAITH NOT.



Mark W. Stafford, General Counsel
Kansas Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603
(785) 296-7413

Subscribed and sworn to before me on this 22nd day of April, 2002

NOTARY PUBLIC

My appointment expires:

3/23/04

LAWRENCE T. BUENING, JR.
EXECUTIVE DIRECTOR

MEMBERS OF THE BOARD

LANCE E. MALMSTROM, D.C., PRESIDENT
TOPEKA
HOWARD D. ELLIS, M.D., VICE-PRESIDENT
LEAWOOD

JAMES D. EDWARDS, D.C., EMPORIA
ROBERT L. FRAYSER, D.O., HOISINGTON
FRANK K. GALBRAITH, D.P.M., WICHITA
JOHN P. GRAVINO, D.O., LAWRENCE
SUE ICE, PUBLIC MEMBER, NEWTON
JANA D. JONES, M.D., LEAVENWORTH
BETTY MCBRIDE, PUBLIC MEMBER, COLUMBUS

MARK A. MCCUNE, M.D., OVERLAND PARK
CHARLOTTE L. SEAGO, M.D., LIBERAL
CAROLINA M. SORIA, D.O., WICHITA
EMILY TAYLOR, PUBLIC MEMBER, LAWRENCE
ROGER D. WARREN, M.D., HANOVER
RONALD J. ZOELLER, D.C., TOPEKA

ICAO 800-631-6083

EXHIBIT

A

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

JAN 18 2002

KANSAS STATE BOARD OF
HEALING ARTS

In The Matter Of)
Robert William Reid, M.D.)
Kansas License No. 04-28041)
_____)

Docket No. 02-HA-0037

PETITION

COMES NOW the Kansas State Board of Healing Arts ("Board"), by and through Stacy L. Cook, Litigation Counsel ("Petitioner"), and initiates these proceedings pursuant to the provisions of K.S.A. 65-2838, K.S.A. 65-2851a, and K.S.A. 77-501 *et seq.* For its cause of action, Petitioner alleges and states:

1. Robert William Reid, M.D.'s ("Licensee") last known mailing address to the Board is 9307 West 148th Place, Overland Park, Kansas, 66221-9374.

2. Licensee is or has been entitled to engage in the practice of medicine in the State of Kansas, having been issued License No. 04-28041 on February 13, 1999. At all times relevant to the allegations set forth in the Petition, Licensee has had a current license to engage in the practice of medicine in the State of Kansas, having last renewed his license on June 18, 2001.

3. Since issuance of license, and while engaged in a regulated profession as a medical doctor practicing the healing arts in the State of Kansas, Licensee did commit the following act(s):

COUNT I

4. Petitioner incorporates herein by reference paragraphs 1 through 3, inclusive.

5. During the period of at least 1996 through 1997, Licensee self-administered the drugs Ultram and Nubain for personal use, and not in the course of Licensee's professional practice.

6. From approximately 1997 through 1999, Licensee self-administered the drugs Sufentanil and Fentanyl for personal use, and not in the course of Licensee's professional practice.

7. In approximately 1999, Licensee self-administered the drug marijuana for personal use, and not in the course of Licensee's professional practice.

8. From June of 2000 through December of 2000, Licensee self-administered opiate drugs for personal use, and not in the course of Licensee's professional practice.

9. During these time periods Licensee was practicing in the specialty of anesthesia and used these drugs while at work.

10. Ultram and Nubain are both prescription-only medications.

11. Sufentanil and Fentanyl are both prescription-only medications and schedule II controlled substances.

12. Marijuana is an illegal hallucinogenic drug.

13. Licensee committed acts in violation of the Healing Arts Act, K.S.A. 65-2836 and 65-2837, including but not limited to:

- a. K.S.A. 65-2836(b) unprofessional conduct;
- b. K.S.A. 65-2836 (b) dishonorable conduct;
- c. K.S.A. 65-2837(b)(23) unprofessional conduct in prescribing, dispensing, administering, distributing a prescription drug or substance, including a

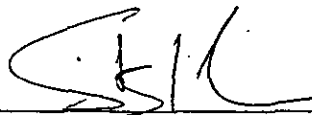
controlled substance, in an excessive, improper or inappropriate manner or quantity or not in the course of the licensee's professional practice; and

- d. K.S.A. 65-2836(i) Licensee has the inability to practice the branch of the healing arts for which the licensee is licensed with reasonable skill and safety to patients by reasons of illness, alcoholism, excessive use of drugs, controlled substances, chemical or any other type of material or as a result of any mental or physical condition.

14. Pursuant to K.S.A. 65-2836, the Board may revoke suspend or otherwise limit Licensee's license for violations of the Healing Arts Act.

WHEREFORE, Petitioner requests that the Board make findings of fact and conclusions of law that Licensee committed these acts in violation of the Kansas Healing Arts Act, that Licensee's license to practice the healing arts in the State of Kansas be revoked, suspended or otherwise limited, and that the Board assess such administrative fines and impose such costs against Licensee as it shall deem just and proper.

Respectfully Submitted:



Stacy L. Cook #16385
Litigation Counsel
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, Kansas 66603-3068
(785) 296-7413

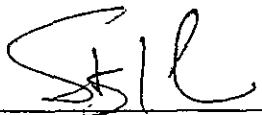
CERTIFICATE OF SERVICE

I, Stacy L. Cook, do hereby certify that on the 18th day of January, 2002, a true and correct copy of the above and foregoing PETITION, was deposited in the United States mail, first class, postage prepaid, to the following:

Robert William Reid, M.D.
9307 West 148th Place
Overland Park, KS 66221-9374

And the original was hand-delivered to:

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



Stacy L. Cook #16385

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

MAR 11 2002

KANSAS STATE BOARD OF
HEALING ARTS

In the Matter of)

ROBERT WILLIAM REID, M.D.)

Kansas License No. 04-28041)
_____)

Docket No. 02-HA-0037

FINAL ORDER

NOW ON THIS Twenty-third Day of February, 2002, this matter comes before the Board upon a petition alleging Respondent Robert William Reid, M.D., is impaired by drug addiction, and that he has engaged in unprofessional conduct related to the impairment. Stacy L. Cook, Litigation Counsel, appears for Petitioner. Respondent appears in person and without counsel.

After hearing the statements of the parties, and having the agency record before it, the Board finds, concludes, and orders as follows:

1. The Board first issued Respondent a license to practice medicine and surgery in February 1999. He currently has an exempt license.
2. The facts establishing Respondent's addiction and misconduct as alleged in the petition are not disputed. Respondent admits to being addicted, and recognizes that he is unable safely to practice anesthesiology.
3. Respondent has continued in recovery, and has abstained from the use of drugs since entering treatment in January 2001.
4. The Board finds that Respondent is sufficiently progressing in rehabilitation so

that suspension or revocation of his license is not necessary. Respondent acknowledges that limitations are appropriate as necessary to protect the public.

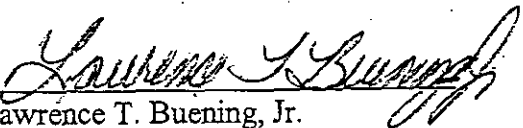
IT IS, THEREFORE, ORDERED that the license of Robert William Reid, M.D., is limited, specifically, Respondent shall not practice anesthesiology, and shall not write a prescription for or administer any controlled substance, except that he shall not be prohibited from ordering a controlled substance to be administered by another person in a medical care facility; Respondent shall not self-administer any controlled substance;

and Respondent shall not be permitted to change his exempt license to an active license without appearing before the Board so that the Board may determine Respondent's continued rehabilitation. This limitation does not prohibit Respondent from engaging in professional activities limited by this order in any location outside of the State of Kansas to the extent that Respondent is permitted to engage in those activities by an authority or provision of law other than his Kansas license.

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. 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. 77-610, et seq. Reconsideration of the 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 the Board's executive director at 235 S. Topeka Blvd., Topeka, KS 66603.

Dated this 11th Day of March 2002.

Kansas State Board of Healing Arts


Lawrence T. Buening, Jr.
Executive Director

Certificate of Service

I certify that the foregoing Final Order was served this 12th day of March 2002 by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Robert William Reid, M.D.
9307 West 148th Place
Overland Park, Kansas 66221-9347

and a copy was hand-delivered to:

Stacy L. Cook
Litigation Counsel
235 S. Topeka Blvd.
Topeka, Kansas 66603

