BEFORE THE
MISSOURI STATE BOARD OF PODIATRIC MEDICINE
STATE OF MISSOURI

MISSOURI STATE BOARD OF
PODIATRIC MEDICINE,

Petitioner,

v.

ANTHONY L. HALINSKI, D.P.M.,

Respondent.

Case No. 03-0404 CP

FINDINGS OF FACT, CONCLUSIONS OF LAW
AND DISCIPLINARY ORDER

Findings of Fact

1. On November 13, 2003, the Administrative Hearing Commission of the State of Missouri issued an Order Granting Summary Determination of Counts I and II in the case of Missouri State Board of Podiatric Medicine v. Anthony L. Halinski, D.P.M., Case No. 03-0404 CP and found that Respondent’s license to practice podiatric medicine in the State of Missouri is subject to disciplinary action by the Missouri State Board of Podiatric Medicine pursuant to § 330.160.2(5), (13), and (15), RSMo, for incompetency, misconduct, gross negligence, misrepresentation, and dishonesty; for violating professional trust and confidence; and for violating a drug law.

2. On November 21, 2003, Petitioner dismissed Count III of its First Amended Complaint in Case No. 03-0404 CP.
3. On November 25, 2003, the Administrative Hearing Commission issued its Decision incorporating the November 21, 2003 order into its final decision and certifying the record to the Missouri State Board of Podiatric Medicine.

4. The Missouri State Board of Podiatric Medicine received and incorporated into its record the Administrative Hearing Commission's record of proceedings.

5. The Missouri State Board of Podiatric Medicine scheduled this matter for a disciplinary hearing and served notice of the disciplinary hearing upon Respondent in a proper and timely fashion.

6. Pursuant to notice and § 621.110, RSMo, the Missouri State Board of Podiatric Medicine held a disciplinary hearing on February 21, 2004, at the Division of Professional Registration, Main Conference Room, 3605 Missouri Boulevard, Jefferson City, Missouri, for the purpose of determining the appropriate disciplinary action against Respondent's license.

7. Respondent was not present at the disciplinary hearing. He was not represented by counsel.

8. Petitioner was represented by Assistant Attorney General Dan McPherson.

9. Three members of the Missouri State Board of Podiatric Medicine were present in person for the disciplinary hearing; one member participated in the disciplinary hearing via telephone conference call.
10. Respondent holds a Missouri license to practice podiatric medicine, License No. 391. Respondent’s license is current and active.

11. The Decision issued by the Administrative Hearing Commission on November 25, 2003, in Case No. 03-0404 CP, which incorporates the Order Granting Summary Determination of Counts I and II, is incorporated by reference as if fully set forth in this document.

12. During the February 21, 2004 disciplinary hearing, Becky Dunn, Executive Director of the Missouri State Board of Podiatric Medicine, testified and records of past disciplinary action against Respondent’s Missouri license to practice podiatric medicine were admitted into evidence.

**Conclusions of Law**

1. The Missouri State Board of Podiatric Medicine has jurisdiction to take disciplinary action against Respondent’s license pursuant to the provisions of Chapters 330 and 621, RSMo.

2. Respondent’s license is subject to censure, probation, suspension, or revocation by the Missouri State Board of Podiatric Medicine pursuant to § 330.160.3, RSMo.

3. Cause exists to discipline Respondent’s license pursuant to § 330.160.2(5), (13), and (15), RSMo.
Order

Therefore, having fully considered all the evidence before the Missouri State Board of Podiatric Medicine, and giving full weight to the Administrative Hearing Commission’s Decision, it is the ORDER of the Missouri State Board of Podiatric Medicine that Respondent’s Missouri license to practice podiatric medicine is hereby REVOKED. Respondent shall immediately return to the Missouri State Board of Podiatric Medicine all indicia of licensure to practice podiatric medicine in Missouri.

The Missouri State Board of Podiatric Medicine will maintain this Order as an open and public record of the Missouri State Board of Podiatric Medicine as provided in Chapters 330, 610, and 620, RSMo.

SO ORDERED and effective this 23 day of February, 2004.

Becky Dunn
Executive Director
Missouri State Board of Podiatric Medicine