

EFFECTIVE AS A FINAL ORDER

FILED

DATE: 7/24/24

JUL 15 2024

KS State Board of Healing Arts ^{AD}

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

In the Matter of)	
)	
)	Docket 24-HA00034
William R. Shelton, N.D.)	
Application for Licensure)	
_____)	

PROPOSED DEFAULT ORDER

On June 14, 2024, this matter came before the Kansas Board of Healing Arts upon due and proper notice for conference hearing on Applicant's request for a license to practice as a naturopathic doctor in Kansas. R. Jerry DeGrado, D.C., President of the Board, appeared with a lawfully convened Board. Matthew Gaus, Associate Litigation Counsel, appeared on behalf of the disciplinary panel of the Board (panel #39). Applicant did not appear.

Pursuant to the authority granted to the Board by K.S.A. 65-5501 *et seq.* and in accordance with the provisions of the Kansas Administrative Procedure Act, K.S.A. 77-501 *et seq.*, the Presiding Officer enters this Proposed Default Order in the above-captioned matter.

Upon review of the entire agency record, and being fully advised in the premise, the Presiding Officer finds Applicant in **DEFAULT** for his failure to appear. The application for licensure is **DENIED**.

Proposed Default Order
In the Matter of the Application of William R. Shelton; KSBHA Docket No. 24-HA00034

I. Summary

Applicant, William Shelton applied for a naturopathic doctor's license on October 23, 2023, without disclosing **CONFIDENTIAL**. A previous license lapsed for non-renewal in 2009. Applicant did disclose **CONFIDENTIAL**

II. Statement of Facts

1. On October 23, 2023, William Shelton applied for a naturopathic doctor's license in Kansas.
Shelton's Application (Application).

1. Applicant's residence address is in **CONFIDENTIAL**, Kansas.
Application, p. 003

2. Applicant was licensed to practice as a naturopathic doctor in Kansas from 2003 to 2009, but his license lapsed without renewal and was cancelled.
See generally, agency record and administrative notice of agency records.

3. Applicant's 2003 application disclosed **CONFIDENTIAL** in Johnson County, Kansas in April 1995.
Application.

4. Applicant's 2023 application did not disclose the **CONFIDENTIAL**.
Agency record, Application, p. 003-063.

5. Applicant disclosed **CONFIDENTIAL** with his 2023 application.
Application, p. 013.

6. **CONFIDENTIAL**

CONFIDENTIAL

7.

8.

9. Applicant was given an opportunity to convert the conference hearing format to contest the facts but failed to do so by the deadline.

III. Evidence submitted prior to hearing:

Disciplinary Panel Evidence submitted to date and attached to the Response.

- Exhibit 1: 2003 Application
- Exhibit 2:
- Exhibit 3:
- Exhibit 4

CONFIDENTIAL

IV. Conclusions of Law

10. Pursuant to K.S.A. 77-520, the Applicant is in default for his failure to appear at the hearing to consider whether to grant his license.

11. K.S.A. 65-7208(a)(2) provides: "The board may deny . . . or limit the license where the applicant for licensure has been guilty of unprofessional conduct which has endangered or is likely to endanger the health, welfare or safety of

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the public. Unprofessional conduct includes: . . . being guilty of unprofessional conduct as defined by rules and regulations adopted by the board.”

12. K.A.R. 100-72-3 (h) & (q) provides:

“Unprofessional conduct means the commission of any of the following by an applicant . . . (h) failing to furnish to the board or to its investigators or representative, any information legally requested by the board; . . . (q) committing conduct likely to . . . harm the public.

13. Applicant’s license to practice as a naturopathic doctor in Kansas is denied.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS that Applicant is hereby held in **DEFAULT** pursuant to K.S.A. 77-520.

IT IS FURTHER ORDERED that the application to practice as a naturopathic doctor in Kansas is **DENIED**.

IT IS SO ORDERED this 15th day of July 2024.

KANSAS STATE BOARD OF HEALING ARTS



Susan Gile
Executive Director

FINAL ORDER NOTICE OF RIGHTS

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. 77-601, *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 Susan Gile, 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 I served a true and correct copy of the above and foregoing **FINAL ORDER** by depositing the same in the United States Mail, postage prepaid, on this 26th day of July 2024, addressed and emailed to:

William Ryan Shelton, N.D.
CONFIDENTIAL

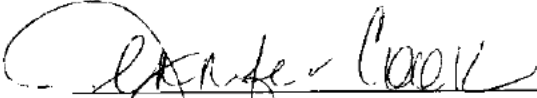
And a copy was hand-delivered to:

Matthew Gaus, Deputy Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612
Matthew.gaus@ks.gov

Licensing Administrator
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

Office of the General Counsel
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.



Staff Signature