

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

FILED
SEP 18 2008
KS State Board of Healing Arts

In the Matter of)
KIMBERLY CARLYLE L. R.T.)
)
Kansas License No. 22-02116)
_____)

Docket No. 08-HA00086

SUMMARY ORDER

NOW ON THIS 18th day of September, 2008, this matter comes before John (Jack) Confer, Acting Executive Director, Kansas State Board of Healing Arts ("Board"), in summary proceedings pursuant to K.S.A. 77-537.

Upon review of the agency record and being duly advised in the premises, the following findings of fact, conclusions of law and order are made for and on behalf of the Board:

1. A Proposed Default Order was filed on June 6, 2008, assessing a civil penalty of \$250 pursuant to K.S.A. 65-7313(a)(8), after finding that the unlicensed practice of radiologic technology procedures by the licensee constituted unprofessional conduct in violation of K.S.A.65-7303, K.S.A. 65-2863a, and K.A.R. 100-73-6(k). The fine was to be paid on or before July 15, 2008.
2. A Journal Entry was filed on June 27, 2008, reflecting that the Proposed Default Order had become final and that Licensee had not submitted a response, nor had she paid the \$250 fine.
3. All documents and correspondence to the Licensee were served by U.S. Mail to the address provided by the Licensee, 5833 S. Rock Road, Derby, Kansas 67037.
4. Licensee was notified again of the outstanding civil fine on August 20, 2008 by letter

from the Board Compliance coordinator.

5. Licensee's continued non-compliance with the Default Order issued June 6, 2008, constitutes unprofessional conduct as established by K.A.R. 100-73-6 and pursuant to K.S.A.65-7313 subjects the Licensee to revocation, suspension or limitation of her license.

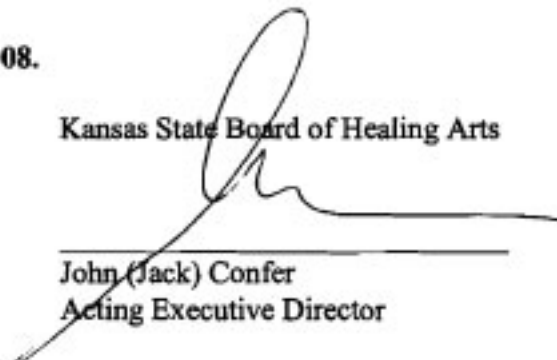
6. **IT IS, THEREFORE, ORDERED** that Licensee' license is hereby **SUSPENDED** until payment in full of the \$250 outstanding civil penalty.

PLEASE TAKE NOTICE that this is a Summary Order. A party to whom a Summary Order is issued may file a written request for a hearing pursuant to K.S.A. 77-542 within 15 days following service of the Summary Order. Such written request shall also state the legal and/or factual basis upon which the party opposes this Order. If a hearing is not requested, the Summary Order shall become effective as a Final Order of the Board upon expiration of the time for requesting a hearing. A written request for hearing must be addressed and mailed to John (Jack) Confer, Acting Executive Director, Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, KS 66603.

PLEASE TAKE NOTICE that upon becoming effective as a Final Order, this document shall be deemed a public record and be reported to any reporting entities authorized to receive such disclosure.

Dated this 21st day of September 2008.

Kansas State Board of Healing Arts



John (Jack) Confer
Acting Executive Director

Certificate of Service

I certify that the foregoing Summary Order was served this 18th day of September, 2008, by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Kimberly Carlyle
5833 S. Rock Road,
Derby, Kansas 67037.

and a copy was hand-delivered to:

Katy Lenahan
Licensing Administrator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

Dan Riley
Associate Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

Melissa Massey
Compliance Coordinator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

And the original was filed with the office of the Executive Director:

John (Jack) Confer
Acting Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

Handwritten signature of Jody Kisher, SAS.

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

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KS State Board of Healing Arts

In the Matter of)
KIMBERLY CARLYLE L. R.T.)
)
Kansas License No. 22-02116)
_____)

Docket No. 08-HA00086

JOURNAL ENTRY

NOW ON THIS 24TH day of October, 2008, the above-entitled matter comes on before John (Jack) Confer, Acting Executive Director of the Kansas State Board of Healing Arts. After reviewing the file and being duly advised in the premises, the Acting Executive Director makes the following determinations.

1. On September 18, 2008, the Acting Executive Director issued a Summary Order suspending the license of radiologic technology issued to Kimberly Carlyle, L.R.T. (Licensee) for failure to pay a civil fine of \$250.00.

2. The Summary Order contained a notice that a written request for hearing could be filed within 15 days following service, but if no hearing is requested, the Summary Order would be come effective as a final order of the Board upon expiration of the time for requesting a hearing.

3. No hearing has been requested by any party nor has any party paid the \$250; therefore the Summary Order became effective as a final order on October 6, 2008.

Dated this 24TH day of October 2008.

Kansas State Board of Healing Arts

John (Jack) Confer
Acting Executive Director

Certificate of Service

I certify that the foregoing Journal Entry was served this 24th day of October, 2008, by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Kimberly Carlyle
5833 S. Rock Road,
Derby, Kansas 67037.

and a copy was hand-delivered to:

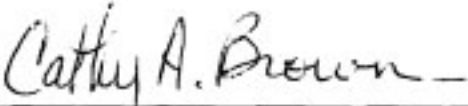
Katy Lenahan
Licensing Administrator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

Stacy R. Bond
Associate Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

Melissa Massey
Compliance Coordinator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

And the original was filed with the office of the Executive Director:

John (Jack) Confer
Acting Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603



Cathy Brown
Executive Assistant

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

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KS State Board of Healing Arts

In the Matter of)
KIMBERLY CARLYLE L. R.T.)
)
Kansas License No. 22-02116)
_____)

Docket No. 08-HA00086

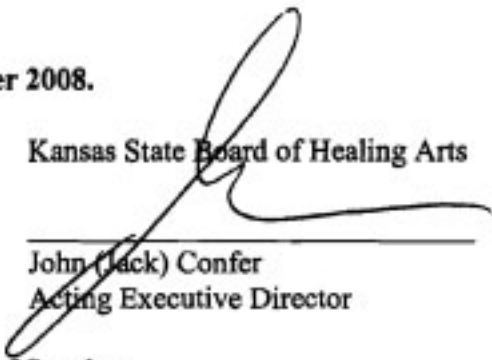
JOURNAL ENTRY

NOW ON THIS 12th day of November, 2008, the above-entitled matter comes on before John (Jack) Confer, Acting Executive Direction of the Kansas State Board of Healing Arts. After reviewing the file and being duly advised in the premises, the Acting Executive Director makes the following determinations.

1. On September 18, 2008, the Acting Executive Director issued a Summary Order suspending the license of radiologic technology issued to Kimberly Carlyle, L.R.T. (Licensee) for failure to pay a civil fine of \$250.00.
2. The Summary Order contained a notice that a written request for hearing could be filed within 15 days following service, but if no hearing is requested, the Summary Order would be come effective as a final order of the Board upon expiration of the time for requesting a hearing.
3. No hearing has been requested by any party nor has any party paid the \$250; therefore the Summary Order became effective as a final order on October 6, 2008.
4. On September 27, 2008, Licensee notified the Board of a change of address to 222 South Athenian, Wichita, KS 67213-2728.
5. The Journal Entry filed in this matter on October 24, 2008, is hereby vacated due to having been served on Licensee at her previous address.

Dated this 12th day of November 2008.

Kansas State Board of Healing Arts



John (Jack) Confer
Acting Executive Director

Certificate of Service

I certify that the foregoing Journal Entry was served this 13th day of November, 2008, by depositing the same in the United States Mail, first-class postage prepaid, and addressed to:

Kimberly Carlyle
222 South Athenian
Wichita, KS 67213-2728

and a copy was hand-delivered to:

Katy Lenahan
Licensing Administrator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

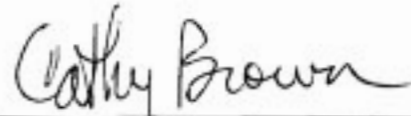
Stacy R. Bond
Associate Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

Melissa Massey
Compliance Coordinator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, Kansas 66603

And the original was filed with the office of the Executive Director:

John (Jack) Confer
Acting Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Blvd.

Topeka, Kansas 66603

A handwritten signature in cursive script that reads "Cathy Brown". The signature is written in black ink and is positioned above a horizontal line.

Cathy Brown,
Executive Assistant

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

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KS State Board of Healing Arts

In the Matter of)
)
KIMBERLY CARLYLE, L.R.T.)
)
Kansas License No. 22-02116)

Docket No. 08-HA00086

**JOURNAL ENTRY OF SATISFACTION
VACATING SUSPENSION OF LICENSE**

NOW, on this 15th day of January, 2009, the above-entitled matter comes on before Jack Confer, Executive Director of the Kansas State Board of Healing Arts. After reviewing the file and being duly advised in the premises, the Acting Executive Director makes the following determinations.

1. On September 18, 2008, a Summary Order was filed in Docket No. 08-HA00086 in regards to Licensee's continued non-compliance with the Default Order issued June 6, 2008. The Summary Order suspended Licensee's license until such time as the payment in full of the \$250 outstanding civil penalty was received.

2. On October 6, 2008, the license of Kimberly Carlyle, LRT (licensee) was suspended for failure to pay a civil fine of \$250.

3. On January 13, 2009, licensee paid the \$250 civil penalty.

4. Licensee has fully satisfied the requirements set forth in the Summary Order filed September 18, 2008 by paying the \$250 civil penalty; therefore the Suspension of License imposed by the Summary Order is lifted, and no further action is required.

DATED this 15th day of January, 2009.

KANSAS STATE BOARD OF HEALING ARTS



Jack Confer
Executive Director

CERTIFICATE OF SERVICE

I, do hereby certify that on the 16th day of January, 2009, a true and correct copy of the above and foregoing was deposited in the United States mail, first class postage prepaid to the following:

Kimberly Carlyle, LRT
222 South Athenian
Wichita, KS 67213-2728

and a copy hand delivered to the office of:

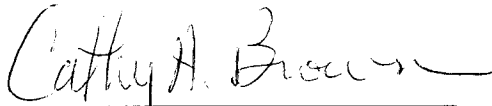
Stacy R. Bond
Associate Counsel
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 66603

Melissa Massey
Compliance Coordinator
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 66603

Katy Lenahan, Licensing Administrator
Kansas State Board of Healing Arts
235 S. Topeka Boulevard
Topeka, KS 66603-3068

and the original filed with the office of the Executive Director:

Jack Confer
Executive Director
Kansas State Board of Healing Arts
235 S. Topeka Blvd.
Topeka, KS 66603



Cathy Brown
Executive Assistant