

BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS

KS State Board of Healing Arts

In the Matter of)
GULAIZ A. CHEEMA, M.D.)
)
Kansas License No.: 04-34914)
)
_____)

KSBHA Docket No.: 11-HA00054

FINAL ORDER TERMINATING NON-DISCIPLINARY MONITORING

NOW on this 17th day of August 2012, comes before the Kansas State Board of Healing Arts (“Board”) the request of Gulaiz A. Cheema, M.D. (“Licensee”) for termination of non-disciplinary practice monitoring requirements. Licensee appears in person and *pro se*. Seth K. Brackman, Associate Litigation Counsel, appears on behalf of the Board.

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 Board hereby enters this Final Order in the above-captioned matter. After reviewing the file, hearing the statements and arguments of the parties, hearing the testimony of Licensee and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and orders:

1. On or about November 1, 2010, Licensee submitted to the Board an application for licensure by endorsement to practice medicine and surgery in the State of Kansas.
2. On or about February 7, 2011, the Respondent Board filed a Response to the Application for Licensure by Endorsement.
3. At the time of application, Licensee had completed four (4) years of postgraduate medical education in the United States, including three (3) years of ACGME accredited fellowships.

4. Licensee had passed all three (3) USMLE steps, but failed to do so within ten (10) years as required by K.A.R. 100-7-1(b)(1) because of Licensee's inability to physically enter the United States to complete the testing due to VISA issues.

5. On February 25, 2011, Licensee appeared before the Board concerning his discrepancy with the testing requirements for licensure.

6. Upon review of the evidence presented, the Board issued its Final Order on March 18, 2011, granting Licensee License No. 04-34914 under a condition of non-disciplinary practice monitoring of Licensee's operative and non-operative practice for a period of six (6) months.

7. Pursuant to the terms of the March 18, 2011 Final Order and upon the Board's receipt of the required six (6) monthly reports demonstrating that Licensee has displayed clinical competency in his practice of medicine and surgery, Licensee could then make a request for termination of the practice monitoring requirements.

8. On or about June 18, 2012, the Board received a letter from Licensee requesting termination of the non-disciplinary practice monitoring imposed on his license by the Board's March 18, 2011 Final Order.


9. On or about June 27, 2011, the Board filed a Response to Licensee's Request for Termination of Monitoring

10. At the conference hearing, Licensee presented evidence demonstrating successful completion of the non-disciplinary monitoring requirements imposed by the March 18, 2011 Final Order.

11. The Board is satisfied that Licensee has demonstrated that he is clinically competent to practice medicine and surgery in the State of Kansas.

IT IS THEREFORE ORDERED, BY THE KANSAS STATE BOARD OF HEALING ARTS, that Licensee has satisfied all terms and conditions of the Final Order and that Licensee's request to terminate the non-disciplinary practice monitoring requirements imposed by the March 18, 2011 Final Order is hereby granted.

IT IS SO ORDERED THIS 6th DAY OF SEPTEMBER, 2012, 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, the Board's Executive Director, at 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 TERMINATING NON-DISCIPLINARY MONITORING** was served this 9th day of September, 2012, by depositing the same in the United States Mail, first-class, postage prepaid, and addressed to:

Gulraiz Ahmad Cheema, M.D.
CONFIDENTIAL
Hays, Kansas 67601

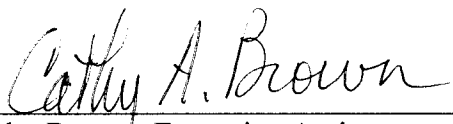
And a copy was hand-delivered to:

Seth K. Brackman, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson, Lower Level-Suite A
Topeka, Kansas 66612

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

Melissa Massey, Compliance Coordinator
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.



Cathy Brown, Executive Assistant