

FILED

MAY 20 2011

KANSAS DENTAL BOARD

BEFORE THE KANSAS DENTAL BOARD

In The Matter Of)
)
Brian Jenkins, DDS)
License No. 7100)
_____)

Case No. 1567-01

NUNC PRO TUNC MODIFICATION OF BOARD ORDER – LIMITATION OF EMPLOYMENT

On May 6, 2011 the board heard the Respondent's request for a modification of the latest Order for Dr. Jenkins. The latest modification Order of Nov. 25, 2009, the terms of that order are incorporated by reference and are summarized as limited to: (1) work for Dr. Irwin Boe with quarterly reports from the employer; (2) he must be paid a salary that is not based on production; (3) must successfully complete the Impaired Provider Program.

The Respondent was represented by Richard Merker, attorney. Dr Jenkins testified and requested that all restrictions be lifted from his license.

After hearing the evidence, the Board made the following findings and conclusions:

1. The licensee successfully completed the Impaired Provider Program on October 22, 2010. This portion of his order is completed.
2. The current limitation of employment by another dentist has been successful.
3. There was insufficient evidence to support a complete lifting of restrictions.

The Board concludes that all previous orders remain unchanged except for restrictions to work only for Dr. Boe and there is no need for quarterly reports.

Within fifteen (15) days after service of this Modification Order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

Within the time limits established in K.S.A. 77-613, either party may seek judicial review of this Order, pursuant to said statute. The agency officer designated to receive service of a petition for judicial review is:

Betty Wright
Executive Director
Kansas Dental Board
900 SW Jackson, Room 564-S
Topeka, KS 66612

ENTERED AND EFFECTIVE this 6th day of May, 2011.

KANSAS DENTAL BOARD



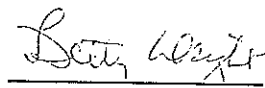
BY: Glenn Hemberger, President

Certificate of Service

I hereby certify that I did, on the 20th day of May, 2011, deposit in the United States mail, postage prepaid, certified return receipt requested, a copy of the foregoing Modification of Board Order, properly addressed to the following:

Brian Jenkins, DDS
780 N Diane Dr
Olathe, KS 66061

Richard Merker
Wallace, Saunders, Austin, Brown & Enochs
PO Box 12290
10111 West 87th St
Overland Park, KS 66282



Betty Wright
Executive Director
KANSAS DENTAL BOARD