

BEFORE THE KANSAS STATE BOARD OF NURSING

IN THE MATTER)
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 OF))
))
THOMAS WILLIAM BACKUS, R.N.,)
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CASE NO. 128

ORDER

NOW, on this 7th day of March, 1984, the above-captioned case comes on for hearing. Petitioner appears by and through Timothy G. Madden, Assistant Attorney General. The respondent appears in person, pro se. The petitioner and respondent present evidence and rest.

THEREUPON, petitioner dismisses Count 2, and amends Count 1, by deleting the word "morphine".

THEREUPON, the Board, having heard the evidence and arguments of counsel, and being duly advised in the premises, finds as follows:

The respondent has violated K.S.A. 65-1120(a) (6) as defined by K.A.R. 60-3-110(a) (9) as charged in Count 1. The Board further finds that respondent has violated K.S.A. 65-1120(a) (6) as defined by K.A.R. 60-3-110(a) (4) as charged in Count 3.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE BOARD that respondent's Registered Nursing License be revoked and that the license be returned to the Kansas State Board of Nursing.

IT IS SO ORDERED.

KANSAS STATE BOARD OF NURSING

BY Dr. Lois Rich Scibetta, R.N., Ph.D.
Dr. Lois Rich Scibetta, R.N., Ph.D.
Executive Administrator

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the foregoing Order was mailed to Mr. Thomas Backus, 6700 N. Mokane, Kansas City, Missouri 64151, by United States Mail, first class postage prepaid, and to Mr. Timothy G. Madden, Assistant Attorney General, Kansas Judicial Center, Topeka, Kansas, by Building Mail, on this 21st day of March, 1984.

Dr. Lois Rich Schibetta, R.N., Ph.D.
Dr. Lois Rich Schibetta, R.N., Ph.D.

BEFORE THE KANSAS STATE BOARD OF NURSING

IN THE MATTER)
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)) CASE NO. 128
THOMAS WILLIAM BACRUS, R.N.))
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PETITION

COMES NOW the Kansas State Board of Nursing and initiates these proceedings under the provisions of K.S.A. 65-1120 (b), and for its cause of action alleges and states:

1. The Kansas State Board of Nursing, hereinafter referred to as the "Board" has received a complaint, has investigated said complaint and has determined there are reasonable grounds to believe respondent has committed acts in violation of K.S.A. 65-1120 (a).

2. The Board has requested the Office of the Attorney General to prosecute this action. Robert T. Stephan is the duly elected and acting Attorney General for the State of Kansas.

3. Respondent's mailing address last known by the Board is Apartment 3E, 3336 Gillham Road, Kansas City, Missouri.

4. Respondent is, and has been, a registered nurse in the State of Kansas having been issued R.N. License No. 13-050312-021.

5. Since issuance of said license, respondent has committed acts in violation of K.S.A. 65-1120, to wit:


Count 1. On or about the 8th day of September, 1983, respondent diverted Emperin, Demerol, Tylenol #3, and Morphine while employed at the Trinity Lutheran Hospital, Kansas City, Missouri, contrary to K.S.A. 65-1120 (a) (6) as defined by K.A.R. 60-3-110 (a) (9).

Count 2. On or about the 8th day of September, 1983, respondent was habitually intemperate or addicted to the use of habit-forming drugs, contrary to K.S.A. 65-1120 (a) (4).

Count 3. On or about the 7th day of September, 1983, respondent falsified medical records at Trinity Lutheran Hospital, Kansas City, Missouri.

WHEREFORE, petitioner prays that the Board serve the respondent with a copy of this petition and petitioner further prays that said hearing, upon evidence presented thereat, result in the Board finding and concluding that respondent has committed acts in violation of the Kansas Nursing Act and that the Board take and impose such disciplinary action as it shall deem just and proper.

OFFICE OF THE ATTORNEY GENERAL
ROBERT T. STEPHAN



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ATTORNEY FOR KANSAS STATE BOARD OF NURSING