

COMMONWEALTH OF KENTUCKY
KENTUCKY BOARD OF PODIATRY
AGENCY CASE NO. 18- E 002

KENTUCKY STATE BOARD OF PODIATRY

CONSENT ORDER

Keith Myrick, DPM
License No. 00251

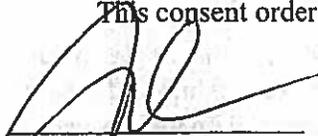
The Kentucky Board of Podiatry ("the Board"), and Keith Myrick, DPM (collectively the "Parties"), being fully informed and advised, recite as follows:

- (1) Keith Myrick is a podiatrist licensed by the Board of Podiatry under KRS Chapter 311 with License Number 00251.
- (2) Pursuant to Kentucky Revised Statutes ("KRS") Chapter 311, the Board is authorized to regulate and to control all matters related to podiatry not delegated to another agency of the Commonwealth, and this matter has not been delegated to another agency of the Commonwealth.
- (3) Dr. Myrick failed to appropriately code, document and bill a patient stemming from a procedure on 10/13/2017 and agrees to the resolution of this matter by entering into this agreement.
- (4) Following a review by the Board of the facts and circumstances associated with this matter, IT IS HEREBY AGREED AND ORDERED:
 - (a) Dr. Myrick shall refund three hundred thirty-nine dollars and sixty-six cents (\$339.66) to the patient in question and provide proof of such to the Board.
 - (b) Dr. Myrick shall complete five (5) CME hours on coding and provide proof of completion to the Board.
 - (c) Dr. Myrick understands that he has a right to a hearing under KRS 311.490 (1) and KRS Chapter 13B.
- (5) By entering into this consent order, Dr. Myrick acknowledges that he was made fully and completely aware of the due process rights afforded to him under KRS Chapter 13B and that he fully understands those rights, that he knowingly and voluntarily agrees to waive those rights, and that he knowingly and voluntarily enters into this consent order.

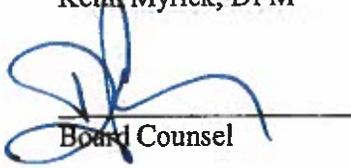
- (6) This Consent Order shall be governed in all respects, wither as to validity, construction, capacity, performance or otherwise, in accordance with the laws of the Commonwealth of Kentucky without reference to its choice of law rules. Any dispute arising hereunder shall be settled by a state court of appropriate jurisdiction in Franklin County, Kentucky. The Parties irrevocably consent to the personal jurisdiction and venue of such court. The Parties agree that any such litigation shall be by bench trial only, each of the Parties irrevocably waiving their rights to jury trial in any dispute arising hereunder.
- (7) In consideration of execution of this Consent Order, Dr. Myrick, his executors, administrators, successors and assigns, hereby releases and forever discharges the Commonwealth of Kentucky, the Department of Professional Licensing, the Kentucky Board of Podiatry, and the Kentucky Attorney General and each of their members, agents, and employees in their individual and representative capacities from any and all manner of actions, causes of action, suits, debts, judgments, executions, claims, and demands whatsoever, known and unknown, in law or equity, Dr. Myrick ever had, now has, or may have or claim to have against any or all of the persons or entities named in this paragraph arising out of or by reason of this investigation, this disciplinary action, this Consent Order, or its administration.
- (8) The Consent Order, when executed, shall be presented to the Board with a recommendation for approval from the Board's counsel at the next regularly scheduled meeting of the Board following receipt of the executed Consent Order. Dr. Myrick understands the Board is free to accept or reject this Consent Order, and if rejected by the Board, a formal disciplinary hearing may be scheduled by the Board with proper Notice. Dr. Myrick agrees to waive any right he might have to challenge the impartiality of the Board to hear the case if, after review by the Board, this Consent Order is rejected.

If the Consent Order is not accepted by the Board, it shall be regarded as null and void. Any admissions made by Dr. Myrick shall not be regarded as evidence against him at any subsequent disciplinary hearing. Dr. Myrick will be free to defend himself and no inferences against him will be made from his willingness to enter into this Consent Order. The Consent Order shall not become effective until it has been approved by a majority of the Board and endorsed by a representative member of the Board.

This consent order is subject to disclosure under the Kentucky Open Records Act.


Keith Myrick, DPM

4-10-19
Date


Board Counsel

4/18/19
Date



So ORDERED on the 18th day of April, 2019.

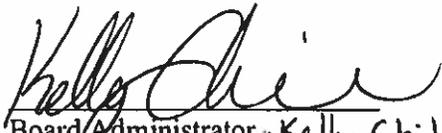


ANN FARRER, DPM
KENTUCKY BOARD OF PODIATRY

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing CONSENT ORDER were mailed by regular mail on this 18th day of April, 2019 to:

Dr. Keith Myrick, DPM
6400 Dutchmans Parkway, Suite 215
Louisville, KY 40205



Board Administrator - Kelly Childers
Kentucky Board of Podiatry

