

EFFECTIVE AS A FINAL ORDER

DATE: 12/02/2025

FILED

NOV 17 2025

KS State Board of Healing Arts

**BEFORE THE BOARD OF HEALING ARTS
OF THE STATE OF KANSAS**

In the Matter of

Brian M. Aalbers, D.O.
Kansas License No. 05-37652

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)
) Docket No.: 26-HA00008
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DEFAULT ORDER

NOW on this 10th day of October 2025, comes on for hearing, the matter of the license of Brian M. Aalbers, License No. 05-37652, upon due notice having been given the opportunity to appear on his behalf. Abebe Abebe, M.D. chairs the Kansas State Board of Healing Arts (Board) at the hearing. The Board members present and deciding the matter as the presiding officer pursuant to the Kansas Administrative Procedures Act (KAPA), K.S.A. 77-551, are those as reflected in the record of the hearing. Caitlin Kremer, Litigation Counsel, appears on behalf of Disciplinary Panel #40 (DP #40). The members of DP #40 are recused from deliberations in deciding this matter. Licensee fails to appear and is not represented at the hearing.

Based upon the evidence presented and admitted at the hearing, the Board FINDS AND ORDERS THE FOLLOWING GROUNDS FOR REVOCATION exist:

1. On May 14, 2025, Licensee was convicted of 13 counts of attempted production of child pornography and one count of possession of child pornography.

Default Order
In the Matter of Brian M. Aalbers, D.O.
KSBHA Docket No. 26-HA00008

2. Licensee's convictions include one or more felonies.
3. Licensee's license to practice osteopathic medicine in Kansas is "cancelled-failure to renew" since about November 1, 2024.
4. K.S.A. 65-2836(c) requires the Board to revoke a licensee's license upon conviction of a felony unless a "2/3 majority of the board members present and voting determine by clear and convincing evidence that such licensee will not pose a threat to the public in such person's capacity as a licensee and that such person has been sufficiently rehabilitated to warrant the public trust." *Id.*
5. No evidence of rehabilitation of any kind is presented at the hearing.
6. Based upon the nature and number of the convictions filed against the Licensee, the Board finds that the licensee poses a threat to the public and does not warrant the public's trust at this time.

Further, the Board FINDS AND ORDERS as follows:

7. K.S.A. 77-520 provides that if a party fails to attend or participate, the Board may serve written notice of a proposed default order.

The Board gives ADDITIONAL NOTICE OF THE FOLLOWING:

8. Pursuant to K.S.A. 77-520(c), within SEVEN DAYS after service of this default order, the party against whom this order is entered MAY FILE

Default Order
In the Matter of Brian M. Aalbers, D.O.
KSBHA Docket No. 26-HA00008

A WRITTEN MOTION REQUESTING THAT THE PROPOSED
DEFAULT ORDER BE VACATED.

9. Such motion must include the grounds relied upon for relief and be served on the Executive Director of the Board, Susan Gile, at the address shown in the certificate of service.
10. The effective date of this default order is the date shown in the filed stamp on the first page of the order.
11. The default order will become a FINAL ORDER after expiration of the time within which the party may file a written motion to vacate if no motion is filed as provided by K.S.A. 77-520.

IT IS SO ORDERED.

FOR THE KANSAS STATE BOARD OF
HEALING ARTS,

Susan Gile

Susan Gile, Executive Director

Default Order
In the Matter of Brian M. Aalbers, D.O.
KSBHA Docket No. 26-HA00008

FINAL ORDER NOTICE OF RIGHTS

PLEASE TAKE NOTICE that this is a Final Order. A Final Order is effective upon service. 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 Susan Gile, Executive Director, Kansas Board of Healing Arts, 800 SW Jackson St., Suite 700, Topeka, KS 66612.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I served a true and correct copy of the above and foregoing **FINAL ORDER** by depositing the same in the United States Mail, postage prepaid, on this 2nd day of December 2025, addressed and emailed to:

Brian M. Aalbers, D.O.
CONFIDENTIAL

Licensee

Brian M. Aalbers, D.O.
CONFIDENTIAL

And a copy was hand-delivered to:

Caitlin Kremer, Associate Litigation Counsel
Kansas State Board of Healing Arts
800 SW Jackson St., Suite 700
Topeka, Kansas 66612
Caitlin.kremer@ks.gov

Licensing Administrator
Kansas State Board of Healing Arts
800 SW Jackson St., Suite 700
Topeka, Kansas 66612

Office of the General Counsel
Kansas State Board of Healing Arts
800 SW Jackson St., Suite 700
Topeka, Kansas 66612

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



Staff Signature