

By Kathryn Gurfinkel
The Goodland Star-News

A former resident of Goodland and two-time graduate of the North-west Kansas Technical College, Janna Dutton, is making a go of running her own beauty salon in downtown Goodland.

Dutton, 40, a native of Oberlin and a Colby High School graduate, said she is excited to open a new salon downtown called Beauty for Life.

Although she earned a degree in cosmetology from the technical college 14 years ago and has worked for several salons, including Creative Hair Designs and Shear Dimensions in Goodland, this will be the first store she has owned. While still living here, she went back to the technical college and earned a degree in communications technology which landed her jobs with Worldcom and Williams Communications in Tulsa.



Dutton

After she moved back to Goodland last year, she bought the old Drennan's Shoes store and has almost completed transforming the building into the new salon. She said she hopes to open the store and start seeing customers sometime next week.

Dutton said she wants to offer a spa atmosphere with manicures, pedicures, and massages. She said she will later add tanning and offer health supplements.

"I'm not doing just hair," she said. "I'm going to do a lot of spa services, too."

Her vision for the perfect business started with changes to the inside of the building. Before she even began renovations, she said, she designed the layout of the salon on the computer.

She said she started by gutting the entire building and then redoing it all, using local contractors and sup-

plies from Goodland businesses.

"Everything was torn down," she said. "Everything is new."

Dutton said through the renovations, she has encountered problems, including literally keeping a roof over her head. After a leak, workers had to replace the roof on the building and they removed the drop tiles to expose the original tin ceiling in the salon.

Contractors replaced all of the flooring in the building, adding carpeting along the entrance and at the back of the store and a wooden floor in the area around the workstations.

During the renovations, Dutton and her crews uncovered an old staircase leading to the basement. Customers can walk straight into the basement, which someday will have tanning equipment and spa services.

After purchasing the building last year, she renovated the upstairs apartment and moved in with her 14-year-old daughter, Kirsten. She said living upstairs from the salon will allow her to save money and to

accommodate unusual hours for customers.

"I've been cutting hair since I was 14," she said. "For some reason, I just have the knack."

She said part of her reason for leaving Tulsa was to be closer to family and friends. Dutton has both a sister and a brother living in Colby, Lisa Hapke and Bucky Hapke. Her other sister, Teresa Stephens, lives in Grinnell and she has a lot of family in Denver.

She also moved closer to help her mother, Kathi Hapke, in Rexford, during a fatal battle with cancer.

She is excited to open the salon next week and she hopes Josh, her 21-year-old son who lives in Tulsa, will be her first customer.

Dutton said she has a couple of people lined up to work at the store, but with room for four cosmetologists, it can grow. She said she also is open to ideas from customers.

"I want people to come in here and feel relaxed," she said. "I want to make them look good and feel good."



A new downtown beauty salon, Beauty for Life, gets a few touchups from Kirsten Dutton, the 14-year old daughter of salon owner Janna Dutton. Kirsten said she has been helping her mother put the shop together since she bought it about a year ago.
Photo by Kathryn Gurfinkel/The Goodland Star-News

Colby doctor charged with violating board rules

By Patty Decker
Colby Free Press

During the same week a Colby doctor was vindicated in a lawsuit claiming he and another physician defamed a Goodland surgeon, he was named in a petition by the state Board of Healing Arts alleging 12 violations of its rules.

The 26-page petition was filed against Dr. Victor Hildyard, a family practice physician at Colby Medical and Surgical Center, on Friday, Aug. 13.

"The Kansas State Board of Healing Arts does not presume a doctor is guilty (when allegations are filed)," said Mark Stafford, general counsel for the board. "The state has the burden of proving its case."

Within the 26-page petition, the state board alleges that Hildyard committed six violations concerning pregnant patients, one count associated with a patient having chest pains, one count of inappropriate comments regarding a patient who had a miscarriage, one count associated with a 15-year-old patient and allegations that the doctor spoke "disparaging words" about the patient's mother and unprofessional comments regarding the adequacy of staffing in the radiology department at the Citizens Medical Center.

Two other counts in the petition deal with alleged inappropriate behavior including abusive and profane language, demeaning other professionals in the medical field, blaming or shaming others for adverse outcomes, lack of regard for personal comfort and dignity toward others, uncooperativeness, defiant and disrespectful and alleged acts of associated with his suspension of privileges at Citizens Medical Center which would constitute grounds for action with the state as well.

The disciplinary actions that generally could happen when the state board files a petition, Stafford said, include taking emergency action to suspend a doctor's license because they are a threat to the public, though that would be unusual.

Other disciplinary actions could include a range of penalties, from removal from practice to investigat-

ing ways for the doctor to improve.

Stafford said he wanted to make clear that the board members are "healers and not axmen or judges."

Stafford said he could not reveal the source of information that prompted the state's petition, but added that in the event the information becomes evidence in the proceedings, then it could become known.

Generally, he did say, complaints can come from many sources, including other health care providers, families, peer review boards, hospitals, and others.

All proceedings with the board, he added, are open to the public.

"All pleadings, transcripts and other filings derived from the proceedings," Stafford said, "are open to the public, except certain confidential information."

Stafford say that his office would not make announcements on petitions such as the one now pending against Hildyard.

The board has a website, he said, where the public can check information about the board, including lists of doctors suspended, doctors disciplined, statutes and more, at www.ksbha.org

Stafford said any and all complaints submitted to the board go through an initial screening process.

"An investigator is assigned and the next step," he said, "depending on standards, would be in determining if there is incompetence or bad conduct."

The complaints would then go to a peer review board to decide whether the practice is below the normal standard of care and whether a "reasonable, prudent practitioner would respond in the same way," he said.

If there is cause to believe a violation occurred, the board's prosecutor can seek out expert opinions from independent consultants to.

If that independent consultant also agrees the violations are below

the standard of care, Stafford said, the process moves forward. There are many layers and filters designed when investigating complaints.

Stafford said no date has been set for a preliminary complaint on the case.

However, once a hearing conference date is scheduled, the purpose would be to provide a "road map" of how the case will unfold. That would include discovery, hearing dates, expert witnesses, the parameters for the hearing, scheduling and more.

In response to the allegations outlined in the state's petition, Michael O'Neal, Hildyard's attorney, said he could only speak in generalities since he hasn't had an opportunity to discuss the issues with his client.

"I know they (the Board of Healing Arts) can receive complaints from multiple sources," he said, "and in my opinion, this was apparently made by Citizens Medical Center."

Hildyard will need to respond, O'Neal said, but it's his understanding that whenever there has been action taken by a facility on a physician's privileges, as was the case when Citizens barred Hildyard from practice there, it will always go to the Board of Healing Arts for review.

Goodland doctor ordered to pay Colby doctor's fees

By Patty Decker
Colby Free Press

A Goodland surgeon who filed a lawsuit against two Colby physicians has been ordered to pay more than \$2,000 to those doctors in a ruling by District Court Judge Jack Burr of Goodland last week.

The decision in favor of Drs. Victor Hildyard and Raymond Ketting came after their attorney, Mike O'Neal of Hutchinson, filed a motion to assess court costs on Dr. Duncan Davis after the judge determined in May that there was no justification for the initial lawsuit.

In the order, Burr said because the depositions were used as evidence in the summary judgment proceedings last May, he granted a judgment of \$2,125 with interest be paid to Hildyard and Ketting.

In his order, Burr cited a Kansas case which stated that costs of depositions used in summary judgment proceedings are taxable as costs.

"As all deposition testimony in the case was used to support the motion for summary judgment, the court can assess the costs of

those deposition against Davis and he did," O'Neal said.

At this point, he said, he didn't know whether Davis would appeal that decision; however if he doesn't, O'Neal said, he will pursue collection of the costs at the end of the 30 day-appeal period near the middle of September.

While Hildyard did not comment on this latest decision, his wife, Brenda, said she would speak on the personal side of the issues.

First of all, she said, she appreciated that each time a new charge is brought against her husband, the newspaper has always asked for a comment.

"On the advice of our attorneys," she said, "we don't feel comfortable talking in the press about the legal issues."

"The fact that we have now been to court eight times and won eight times speaks volumes," she said regarding this latest decision and other lawsuits or hearings held against her husband.

With regard to other allegations in recent years, Mrs. Hildyard said she believes there are two kinds of people — those who lift up and those who tear

down.

"One of the things I admire about Vic (Dr. Hildyard) is his ability to live a focused life. He is dedicated to his patients and has given them a great gift in caring for others," she said. "Our goal now is in figuring out how he can best use this gift."

Mrs. Hildyard also talked about one way to accomplish that goal, which involves the continued goal of establishing a hospital administration, her husband has been banned from practicing at the Citizens Medical Center in Colby since April 10, 2003.

"It is very exciting and challenging for us to open a hospital where doctors can practice with patient care being the No. 1 priority," she said.

"Opening a hospital isn't what we would have chosen, but the will of God is always bigger, different, and far better than we could dream," she said.

"We feel blessed Jesus Christ has plans, not problems for our life."

corrections

The Goodland Star-News will correct any mistake or misunderstanding in a news story. Please call our office at (785) 899-2338 to report errors.



For all your Eye care needs:

Mention this ad and save 20% on glasses and 10% on contact lenses.

Drs. Driver and White are now offering their back to school special for students of **All ages!!**

This sale is good on materials purchased only in July and August.

Call today to schedule your appointment: **785-899-3654**

"Good Start / Comenzando Bien" Parent Program




The Hispanic Advisory Board will provide this free bilingual program for teen parents / parents to be (ages 13-19), created by the March of Dimes.

The course will be given in an 8 week period of 1 1/2 hours each week.

Door prizes and giveaways at each session with 2-\$100 gift certificate drawings to the infant / child section of any local business, for those 'graduating' after all 8 sessions.

To register and get dates / times contact Cris at 899-3848 or stop at 109 W. 11th.

(Made possible by a grant from the American Legacy Foundation)



Brush up your basic skills with *free* classes in Adult Education offered by Colby Community College. Assistance with reading, writing, math, computer, employment skills and GED preparation is available. Call 785-460-4663 orientation and enrollment information.

Class Schedule

Tuesday & Thursday 5 p.m. - 9 p.m. (MT)

Located in the Murray Center at the Northwest Kansas Technical College

REAL ESTATE AND PERSONAL PROPERTY OF LORETTA CARTER ESTATE

SATURDAY, SEPTEMBER 11, 2004

Northwest Part of Norcatur, Kansas

Real Estate Property Will Sell at 2:00 P.M.

1983 Schult 16' x 76' Home

Includes 2 bathrooms, 3 bedrooms, living room, kitchen, laundry room, outside storage room. Purchased new in 1984, new shingles in 2001, new hot water heater. Property includes a 20' x 10' garage for two cars with shop area and other outside buildings.

LEGAL DESCRIPTION: Commencing at the stone at the Northeast corner of the Northwest Quarter of Section 36, Township 2 South, Range 26 West, thence running South on the one-half section line Five Hundred Twenty (520) feet, thence West at the right angles to the one-half section line Thirteen Hundred Twelve (1312) feet to the West line of the Northeast Quarter of the Northwest Quarter of said Section 36, this point being the place of beginning; thence North One Hundred Ninety (190) feet, thence East Two Hundred Seventy-two (72) feet, thence South One Hundred Ninety (190) feet, thence West Two Hundred Seventy-two (272) feet to the point of beginning.

TAXES: Seller shall pay all 2003 and prior year's taxes. 2004 taxes shall be prorated as of date of closing.

TERMS: 10% down day of sale with balance upon approval of title, on or before October 9, 2004. Personal and corporate checks are acceptable for the down payment with the final payment to be in certified funds. Bidding is not contingent upon financing. Financing, if necessary needs to be arranged and approved prior to the auction.

EVIDENCE OF TITLE: Seller will provide title insurance to the Buyer(s) in the amount of the purchase price, with the premium to be paid one-half by the Seller and one-half by the Buyer(s). Title evidence will be provided on sale day. Buyer(s) may close as soon as closing documents are prepared - no later than Oct. 9, 2004.

POSSESSION: On or before October 9, 2004.

INSPECTIONS: Each potential bidder is responsible for conducting their own independent inspections and due diligence concerning pertinent facts about the property. Neither Seller, RJ Metcalf Real Estate, or its agents, employees, or associates have made any representation or warranties, expressed or implied, with respect to any element to the subject property. Buyer(s) and Seller agree that broker and broker's agents do not have any expertise in evaluating the environmental condition of the property and that broker and broker's agents have made no representation, either expressed or implied, concerning environmental condition.

NOTICE: Signature required on property disclosure sheet, acknowledgement of lead based paint hazard sheet and agency disclosure sheet.

AGENCY NOTICE: RJ Metcalf Real Estate and its representatives are agents for the Seller only and will not be considered as agents for the Buyer.

Not Responsible for Accidents. All Announcements Day of Sale Take Precedence Over Printed Material

Visit Our Web Site @ www.krvn.com select Auctions, and choose 9/11

Duane R. McEwen • Auctioneer and Salesperson
East Hwy. 36, 601 East Holme, Norton, KS 67654
PHONE 785-877-3032

RJ Metcalf Real Estate — Carolyn Burtis, Broker
181 South Penn, Oberlin, KS