

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION

BOARD: Medicine
CASE NUMBER: 0094314
COMPLAINT MADE BY: I. B. S.
[REDACTED]
DATE COMPLAINT RECEIVED: January 27, 1988
COMPLAINT MADE AGAINST: Jerome H. Feldman, M.D.
841 Jimmy Ann Drive
Daytona Beach, FL 32017-4599
REVIEWED BY: Jonathan King/tal
STAFF RECOMMENDATION: CLOSE (PL-06)

CLOSING ORDER

THE COMPLAINT: Complainant alleges that the Subject of the investigation failed to practice medicine acceptably, in that he was placed on probation for a period of 90 days by Atlantic Shores Hospital in connection with patient care.

THE FACTS: Investigation substantiated the allegations, in that Subject was placed in probation for 90 days due to his limited understanding and knowledge of the use of psychopharmaceuticals, his understanding and knowledge of seclusion and restraints, and his ability to effectively and personally deal with families and hospital staff. Subject has since been removed from probationary status and restored to unrestricted active staff privileges.

THE LAW: Based on the foregoing, there is sufficient evidence to support a finding of probable cause that a violation of Chapter 458.331(1)(t), Florida Statutes, or the rules promulgated thereunder has occurred. However, under the aforesaid circumstances, this case should be closed by sending Subject a Letter of Guidance.

It is, therefore, ORDERED that this matter should be, and the same is hereby CLOSED.

DONE and ORDERED this 18 day of May, 1988.

A large, stylized handwritten signature in black ink, appearing to be 'M. J. ...', is written over a horizontal line. The signature is slanted and extends across most of the width of the line.

CHAIRMAN, Probable Cause Panel
Board of Medicine

JK/dr



Department of Professional Regulation

Governor
Bob Martinez
Secretary
Tom Gallagher

130 North Monroe Street
Tallahassee, Florida 32399-0750

May 26, 1988

PERSONAL AND CONFIDENTIAL

Jerome H. Feldman, M.D.
841 Jimmy Ann Drive
Daytona Beach, Florida 32017-4599

RE: Department of Professional Regulation
vs.
Jerome H. Feldman, M.D., Case No. 0094314

Dear Dr. Feldman:

Please be advised that the complaint referenced above, filed against you by [REDACTED] B. S. [REDACTED] and regarding allegations that you failed to practice medicine with the requisite level of care, skill, and treatment, has been investigated and the findings reviewed by the Probable Cause Panel of the Board of Medicine. Based upon the investigation, the Panel determined there was sufficient evidence to establish probable cause to believe that a violation of Chapter 458, Florida Statutes, has occurred. The Panel determined, however, that this case should be closed by issuing you this Letter of Guidance in lieu of formal prosecution.

The Panel found probable cause to believe you had violated the following statute:

458.331(1)(t), Florida Statutes, failing to practice medicine with that level of care, skill, and treatment which is recognized by a reasonably prudent similar physician as being acceptable under similar conditions and circumstances.

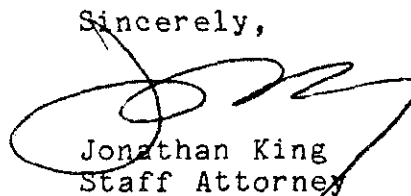
Probable cause of a violation of this statute was based on an investigation which revealed that you were placed on probation for 90 days due to your limited understanding and knowledge of the use of psychopharmaceuticals, seclusion, and restraints.

Feldman
Page II

In the future, I am sure that you will conduct your medical practice in full compliance with the provisions of Chapter 458, Florida Statutes. If probable cause of a violation is found in the future, the Department will not hesitate to seek full prosecution.

If you have any questions about this letter, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jonathan King', written over the typed name and title.

Jonathan King
Staff Attorney

JK/dr



Jeb Bush
Governor

John O. Agwunobi, M.D., M.B.A., M.P.H.
Secretary

November 16, 2004

Ms. Ellie Bolger
500 N. Osceola Ave., #811
Clearwater, FL 33755


Re: Jose Rodriguez Lombillo; 14046 Linda Fleischman Shotz; 303
Jerome H. Feldman; 41475 Arland Wayne Lafferty; 5465
James Parsons; 11794 Mark Duane Lenger; 38880
Thomas Lee Norris; 1145 Nancy Domeyer; 336
Narda Joann Riese; 1051 Robert J. Konstanzer; 636
Thomas Michael Kerr; 1339

Dear Ms. Bolger:

The Division of Medical Quality Assurance, Central Records Unit has received your requests for public information regarding the above-referenced complaint(s).

Please find enclosed a copy of documents retrieved from the Division of Medical Quality Assurance complaint file(s) related to the above-reference individuals.

If you have any questions, please contact me at (850) 245-4121.

Sincerely,

Lisa Nickerson
Deputy Agency Clerk

LMN/lmn
Enclosure



August 28, 2003

Mr. Russ Andrews
1441 Huntington Dr., #1930
South Pasadena, CA 91030

Re: Jerome H. Feldman
Case Number(s): 94314 dated 5/17/88

Dear Mr. Andrews:

The Division of Medical Quality Assurance, Central Records Unit has received your request for public information regarding the above-referenced individual(s).

After conducting a diligent search, we are unable to locate the requested information regarding the above referenced complaint(s). Our office has placed your request in our active file and will periodically research our records for the requested information.

If you have any questions, please contact me at (850) 245- 4444 ext 3584.

Sincerely,

A handwritten signature in cursive script that reads "Heather Coleman".

Heather A. Coleman
Deputy Agency Clerk

Copyright 2001 National Association of Attorneys General
Medicaid Fraud Report

July 2001

SECTION: CASES; Pg. 25

LENGTH: 397 words

HEADLINE: Psychiatrists: Florida

BODY:

Attorney General Butterworth announced on July 26 that a civil judgment has been ordered by the United States District Court, Middle District of Florida, Orlando Division, against defendants Dr. Jerome H. Feldman, **Jerome Feldman** Community Mental Health Center, Inc., A Second Chance In Life, Inc., and Bertje Corporation for the total sum of \$ 46,082,456. Of this sum, \$ 29,425,754 is ordered as damages and civil penalties to the Medicaid Program and \$ 16,656,702 is ordered as damages and civil penalties to the Medicare Program.

This investigation of Dr. Feldman was conducted by investigators of the Florida Medicaid Fraud Control Unit's Orlando Bureau along with investigators from the Federal Bureau of Investigation and the Department of Health and Human Services. The investigation revealed that during the period between December 1994 and June of 1997, Dr. Feldman, a licensed psychiatrist, defrauded the Medicaid and Medicare programs by hiring and using unlicensed, unsupervised and unqualified non-mental health professionals to render group therapy to Medicaid and Medicare patients. Furthermore, Dr. Feldman falsely billed and reported that these services were personally rendered. In addition, Dr. Feldman recruited Medicaid and Medicare patients from assisted living facilities and nursing homes and transported them to his community mental health centers for social, recreational, or diversionary activities knowing that many of the patients were suicidal, homicidal, violent, and combative, and presented significant security risks. Patients were also found to be severely demented or had Alzheimer's disease and were not eligible for the services that Dr. Feldman was billing to the Medicaid and Medicare programs. To further this activity, Dr. Feldman falsely reported the patients' diagnosis as schizophrenia or major depression and not as dementia or Alzheimer's disease.

Dr. Feldman is currently a fugitive from justice, having failed to show for his scheduled court hearing on October 5, 1999, regarding this criminal investigation. Subsequent to Dr. Feldman's failure to appear, a warrant was issued for his arrest charging him with knowingly and willingly executing and attempting to execute a scheme to defraud the Medicaid and Medicare Programs.

For further information contact Anthony J. Dean, Jr., Orlando Bureau Chief (407) 245-0799.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by U.S. Mail to Jerome H. Feldman, M.D., 115 Shady Branch Trail, Ormond Beach, Florida 32174-4930, and 1456 Farrindon Circle, Heathrow, Florida 32746; and by interoffice delivery to Nancy M. Snurkowski, Chief - Practitioner Regulation, and Lisa Pease, Senior Attorney - Appeals, Department of Health, 4052 Bald Cypress Way, Bin #C-65, Tallahassee, Florida 33299-3265, on or before 5:00 p.m., this 26 day of August, 2002.

Kimberly G.