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STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

NOV 01 1998

INVESTIGATIVE REPORT

Office: Area IV, Jacksonville		Date of Complaint: 9/21/98		Case Number: PPY 9820934	
Subject: HEYWARD BRUCE EWART, Ph.D. 4040-2 Sunbeam Road Jacksonville, FL 32257 Bus: (904) 262-1240			Source: DD		
Prefix: PPY	License #: 0000002	Profession: Provisional Psychologist	Board: Psychology	Report Date: 10/29/98	
Period of Investigation: 10/14/98-10/29/98			Type of Report: FINAL		
<p>Alleged Violation: F.S. 490.009 (2) (k)(p)(s): (2) The following acts.... (k) Committing any act upon a patient....(p) being unable to practice....(s) Failing to meet the minimum standards of performance....; 490.0111: Sexual misconduct....; 490.012(1)(a): No person shall hold herself or himself.... (b) No person shall hold herself or himself out by any title..."psychotherapy".... (3)(a): A person provisionally licensed.... (b) A provisional psychologist licensee....</p> <p>Synopsis: This investigation is predicated upon receipt of a complaint submitted by DD in regard to HEYWARD BRUCE EWART alleging EWART had a sexual relationship with her while she was his patient. DD further alleged that EWART had a prescription drug problem and had her go to DR. FELIX TORO to obtain prescription drugs for his use. DD further alleged that EWART led her to believe he was a licensed psychologist.</p> <p>EWART was notified of the investigation by letter dated 10/14/98 and was provided with a copy of the Agency Uniform Complaint Form Profile and a copy of the original complaint submitted by DD, (Exhibit 2).</p> <p>A check of Agency computer records on 8/18/98 revealed EWART is currently licensed as a Provisional Psychologist, (Exhibit 3). EWART was originally licensed on 3/18/98.</p> <p>EWART indicated in a verbal statement that he is represented by an attorney but as of the date of this report a letter of representation has not been received.</p> <p>As of the date of this report a response has not been received from EWART. Any response received will be forwarded via supplemental report.</p>					
Related Case: N/A					
Investigator/Date: <i>Heidi M. Haeseker</i> Heidi M. Haeseker (JI-64) 10/29/98			Approved By/Date: <i>10-29-98</i> <i>Robert N. Garey</i> Robert N. Garey, OMC Manager		
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STATE OF FLORIDA
DEPARTMENT OF HEALTH

BOARD:

PSYCHOLOGY

CASE NUMBER:

98-20934

COMPLAINT MADE BY:

D.D.

DATE OF COMPLAINT

September 21, 1998


SUBJECT:

Heyward Bruce Ewart
4040 Sunbeam Rd., Ste. 2
Jacksonville, FL 32257-8812

INVESTIGATED BY:

Heidi M. Haeseker
Area IV, Jacksonville

REVIEWED BY:

Shannon Fleming, Senior Attorney 

RECOMMENDATION:

DISMISS (PL-96)

FILED
DEPARTMENT OF HEALTH
DEPUTY CLERK
CLERK *Vicki R. Kenon*
DATE 9/25/00

CLOSING ORDER

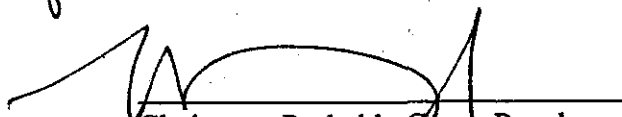
THE COMPLAINT: Alleged violation of Sections 490.009(2)(k)(p)(s), Florida Statutes, for committing sexual misconduct; being unable to practice with reasonable skills; for failing to meet minimum standards.

THE FACTS: Probable cause was found on June 4, 1999. However, the provisional license of the subject became "Null and Void" effective April 14, 1999.

THE LAW: Based on the foregoing, this case should be dismissed due to the Subject no longer possessing a license. Thus the Agency has no jurisdiction.

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

DONE AND ORDERED this 18th day of September, 2000.


Chairman, Probable Cause Panel
Board of Psychology

Shannon Fleming, Senior Attorney
Agency for Health Care Administration
Practitioner Regulation-Legal

STATE OF FLORIDA
DEPARTMENT OF HEALTH

DEPARTMENT OF HEALTH,

Petitioner,

vs.

CASE NO. 98-20934

HEYWARD EWART

Respondent.

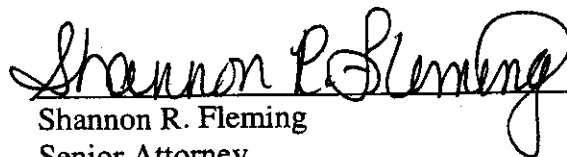
NOTICE OF CORRECTION OF SCRIVENER'S ERROR

COMES NOW, the Petitioner, Department of Health, and corrects the scrivener's error contained in the Closing Order, and as grounds therefore states:

1. On or about September 25, 2000, Petitioner filed a Closing Order in case number PY 98-20934.
2. Petitioner's Closing Order listed the disposition code as PL-96.
3. The correct disposition code is PL-99.

WHEREFORE, the Petitioner hereby corrects the scrivener's error contained in the Closing Order.

Respectfully submitted,


Shannon R. Fleming
Senior Attorney
Agency for Health Care Administration



Jeb Bush
Governor

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

January 7, 2005

Amended Letter

Office of the State Attorney
Fourth Judicial Circuit
Harry Shorstein
330 East Bay Street
Jacksonville, Florida 32202

Complaint #199820934


Subject: Heyward Ewart

Dear Mr. Shorstein:

Enclosed is a copy of a complaint and/or document that may indicate a criminal violation by a licensee regulated by the Department of Health. Pursuant to 456.066, Florida Statutes this information is being forwarded to your office for your review and disposition. The complaint was investigated by the Department of Health for a possible violation of 490.009(2)(k)(p)(s), 490.0111, 490.012(1)(a)(b) and 490.012(3)(a)(b), Florida Statutes.

Please be advised that pursuant to section 456.073(10), Florida Statutes this complaint and all information obtained during the Department's investigation are confidential and exempt from section 119.07(1), Florida Statutes, until ten (10) days after probable cause has been found to exist or the subject of the investigation waives his/her right of confidentiality, whichever occurs first. We are required, pursuant to section 456.057 (8), Florida Statutes to maintain confidentiality, at all times, of patient names, patient records and any documents that may identify the patient by name.

Please do not hesitate to contact me if I can be of further assistance to you.

Sincerely,

Sondra N. Allen
Regulation Specialist III
Consumer Services Unit

/sna

Enclosure