

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
BOARD OF MEDICINE

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,

Petitioner,

v.

HERMAN M. ZEIDMAN, M.D.,

Respondent.

Final Order No. BPR-94-00002062

Date: 4-15-94

FILED BY AGENCY CLERK

Dept. of Business and Professional Regulation
Sarah Wachman, Agency Clerk

By: Brandon L. Moore

DBPR CASE NUMBERS: 93-09775

93-21762

LICENSE NUMBER: ME 0016652

FINAL ORDER


THIS MATTER came before the Board of Medicine (Board) pursuant to Section 120.57(3), Florida Statutes, on April 8, 1994, in Ft, Lauderdale, Florida, for consideration of a Consent Agreement (attached hereto as Exhibit A) entered into between the parties in the above-styled case. Upon consideration of the Consent Agreement, the documents submitted in support thereof, the arguments of the parties, and being otherwise advised in the premises,

IT IS HEREBY ORDERED AND ADJUDGED that the Consent Agreement as submitted be and is hereby approved and adopted in toto and incorporated by reference herein. Accordingly, the parties shall adhere to and abide by all of the terms and conditions of the Consent Agreement.

This Final Order takes effect upon filing with the Clerk of the Department.

DONE AND ORDERED this 8 day April, 1994.

BOARD OF MEDICINE


EDWARD A. DAUER, M.D.
CHAIRMAN

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been provided by certified U.S. Mail to Herman M. Zeidman, M.D., 3100 Estates Drive, Pompano Beach, Florida 33069 and by interoffice delivery to Larry G. McPherson, Jr., Chief Medical Attorney, Department of Business and Professional Regulation, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0792, at or before 5:00 P.M., this 15th day of April, 1994.



MARM M. HARRIS, Ph.D.
Executive Director

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

DEPARTMENT OF BUSINESS AND
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Petitioner,

v.

BPR CASE NOS. 93-09775 &
93-21762

HERMAN M. ZEIDMAN, M.D.,

Respondent.

CONSENT AGREEMENT

HERMAN M. ZEIDMAN, M.D., referred to as the "Respondent," and the Department of Business and Professional Regulation, referred to as "Department," stipulate and agree to the following Agreement and to the entry of a Final Order of the Board of Medicine, referred to as "Board," incorporating the Stipulated Facts and Stipulated Disposition in this matter.

STIPULATED FACTS

1. At all times material hereto, Respondent was a licensed physician in the State of Florida having been issued license number ME 0016652.

2. Respondent was charged by an Administrative Complaints filed by the Department and properly served upon Respondent with violations of Chapter 458, Florida Statutes, and the rules enacted pursuant thereto. True and correct copies of the Administrative Complaints are attached hereto as Exhibit A.

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3. Respondent neither admits nor denies the allegations of fact contained in the Administrative Complaints.

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits that, in his capacity as a licensed physician, he is subject to the provisions of Chapters 455 and 458, Florida Statutes, and the jurisdiction of the Department and the Board.

2. Respondent admits that the facts set forth in the Administrative Complaints, if proven, would constitute violations of Chapter 458, Florida Statutes, as alleged in the Administrative Complaints.

STIPULATED DISPOSITION

1. FUTURE CONDUCT. Respondent shall not in the future violate Chapters 455, 458 and 893, Florida Statutes, or the rules promulgated pursuant thereto. Prior to signing this agreement, the Respondent has read Chapters 455, 458 and 893 and the Rules of the Board of Medicine, at Section 61F6-18, et. seq., Florida Administrative Code.

2. FINE. The Board shall impose an administrative fine in the amount of three thousand dollars (\$3,000.00) against the Respondent. The fine shall be paid by the Respondent to the Board of Medicine within six (6) months of its imposition by Final Order of the Board.

3. REPRIMAND. The Respondent shall receive a reprimand from the Board of Medicine.

4. SUSPENSION. Effective on the date of the filing of the Final Order incorporating the terms of this Agreement, Respondent's license to practice medicine shall be suspended for a period of at least two (2) years. Eighteen (18) months of this suspension may be stayed conditioned upon Respondent's compliance with all other provisions of this Consent Agreement. Prior to the reinstatement of Respondent's license to practice medicine, Respondent shall demonstrate to the Board's satisfaction that he can practice medicine with reasonable skill and safety to patients. This demonstration shall include, but not be limited to, completion of a psychiatric evaluation by a qualified physician who shall be approved by the Physician Recovery Network prior to such evaluation. The findings and recommendations of the evaluation must state the Respondent can presently practice medicine with reasonable skill and safety to patients. This evaluation must take place not greater than ninety (90) days prior to the Board meeting at which this Agreement is considered.

5. PROBATION. Upon reinstatement of Respondent's license, Respondent shall appear before the Board. The Board may impose a probationary period of up to five (5) years with terms and conditions to be set at that time.

6. CRIMINAL PROBATION. Respondent shall comply with all conditions imposed as a result of his criminal conviction in Case Number 93012919mm10, Circuit Court, Broward County.

7. STANDARD PROVISIONS. Respondent's probation shall be governed by the attached "Standard Terms Applicable to Consent

Agreements", Exhibit B, which is incorporated as if fully set forth herein.

8. It is expressly understood that this Agreement is subject to the approval of the Board and the Department. In this regard, the foregoing paragraphs (and only the foregoing paragraphs) shall have no force and effect unless a Final Order incorporating the terms of this Agreement is entered by the Board.

9. Respondent shall appear before the Board at the meeting of the Board where this Agreement is considered. Respondent, in conjunction with the consideration of this Agreement by the Board, shall respond to questions under oath from the Board, Board Staff or Department Staff. The Respondent shall be prepared to explain the circumstances involved in this matter and what measures have been taken to prevent a recurrence.

10. Should this Agreement be rejected, no statement made in furtherance of this Agreement by the Respondent may be used as direct evidence against the Respondent in any proceeding; however, such statements may be used by the Petitioner for impeachment purposes.

11. Respondent and the Department fully understand that this joint Agreement and subsequent Final Order incorporating same will in no way preclude additional proceedings by the Board and/or the Department against the Respondent for acts or omissions not specifically set forth in the Administrative Complaint attached as Exhibit A herein.

12. Upon the Board's adoption of this Agreement, Respondent expressly waives all further procedural steps and expressly waives all rights to seek judicial review of or to otherwise challenge or contest the validity of the Agreement and the Final Order of the Board incorporating said Agreement.

13. Upon the Board's adoption of this Agreement, the parties hereby agree that each party will bear his own attorney's fees and costs resulting from prosecution or defense of this matter. Respondent waives the right to seek any attorney's fees or costs from the Department in connection with this matter.

14. This Agreement is executed by the Respondent for the purpose of avoiding further administrative action with respect to this cause. In this regard, Respondent authorizes the Board to review and examine all investigative file materials concerning Respondent prior to or in conjunction with consideration of the Agreement. Furthermore, should this joint Agreement not be accepted by the Board, it is agreed that presentation to and consideration of this Agreement and other documents and matters by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation, consideration or resolution of these proceedings.

SIGNED this 4 day of March, 1994.

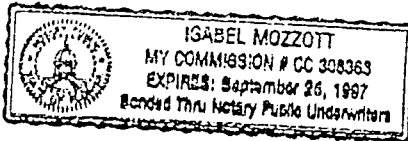
Herman M. Zeidman M.D.
Herman M. Zeidman, M.D.

Before me, personally appeared Herman M. Zeidman, M.D. whose identity is known to me by Florida driver's license (type of identification) and who, under oath, acknowledges that his signature appears above.

Sworn to and subscribed before me this 4 day of March, 1994.

Isabel Mozzott
NOTARY PUBLIC Isabel Mozzott

My Commission Expires:



APPROVED this 10 day of March, 1994.

George Stuart
Secretary

Larry G. McPherson, Jr.
By: Larry G. McPherson, Jr.
Chief Attorney
Medical Section

Exhibit B

STANDARD TERMS APPLICABLE TO CONSENT AGREEMENTS

Provisions governing physicians ordered to work under supervision of monitoring or supervising physician.

I. DEFINITIONS:

A. INDIRECT SUPERVISION is supervision by a monitoring physician (monitor) whose responsibilities are set by the Board. Indirect supervision does not require that the monitor practice on the same premises as the Respondent; however, the monitor shall practice within a reasonable geographic proximity to Respondent, which shall be within 20 miles unless otherwise provided by the Board, and shall be readily available for consultation. The monitor shall be Board-certified in the Respondent's specialty area, unless otherwise provided by the Board.

B. DIRECT SUPERVISION is supervision by a supervising physician (supervisor) whose responsibilities are set by the Board. Direct supervision requires that the supervisor and Respondent work in the same office. The supervising physician shall be Board-certified in the Respondent's specialty area, unless otherwise provided by the Board.

C. PROBATION COMMITTEE or "committee" are members of the Board of Medicine designated by the Chairman of the Board to serve as the Probation Committee.

II. STANDARD TERMS.

A. REQUIRED SUPERVISION.

1. The Respondent shall not practice medicine without an approved monitor/supervisor, as specified by the Consent Agreement, unless otherwise ordered by the Board.

2. The monitor/supervisor must be a licensee under Chapter 458, Florida Statutes, in good standing and without restriction or limitation on his license. In addition, the Board or Committee may reject any proposed monitor/supervisor on the basis that he has previously been subject to any disciplinary action against his medical license in this or any other jurisdiction, is currently under investigation, or is the subject of a pending disciplinary action. The monitor/supervisor must be actively engaged in the same or similar specialty area unless otherwise provided by the Board or Committee. The Board or Committee may also reject any proposed monitor/supervisor for good cause shown.

B. MECHANISM FOR APPROVAL OF MONITOR/SUPERVISOR:

1. TEMPORARY APPROVAL. The Board confers authority on the Chairman of the Board's Probation Committee to temporarily approve Respondent's monitor/supervisor. To obtain this temporary approval, Respondent shall submit to the Chairman of the Probation Committee the name and curriculum vitae of the proposed monitor/supervisor at the time this agreement is considered by the Board. Once a Final Order adopting this Agreement is filed, Respondent shall not practice medicine without

an approved monitor/supervisor. Temporary approval shall only remain in effect until the next meeting of the Probation Committee.

2. FORMAL APPROVAL.

a. Respondent shall have the monitor/supervisor with him at his first probation appearance before the Probation Committee. Prior to consideration of the monitor/supervisor by the Committee, the Respondent shall provide to the monitor/supervisor a copy of the Administrative Complaint and Final Order in this case. Respondent shall submit a current curriculum vitae and a description of current practice from the proposed monitor/supervisor to the Board office no later than fourteen days before the Respondent's first scheduled probation appearance.

b. Respondent's monitor/supervisor shall also appear before the Probation Committee at such other times as directed by the Committee. It shall be Respondent's responsibility to ensure the appearance of his monitor/supervisor as directed. If the approved monitor fails to appear as requested or directed by the Probation Committee, the Respondent shall immediately cease practicing medicine until such time as the approved monitor or alternate monitor appears before the Probation Committee.

3. CHANGE IN MONITOR/SUPERVISOR. In the event that Respondent's monitor/supervisor is unable or unwilling to fulfill his responsibilities as a monitor/supervisor as described above, then the Respondent shall immediately advise the Board of this fact. Respondent shall immediately submit to the

(B)

Chairman of the Board's Probation Committee, the name of a temporary monitor/supervisor for consideration. Respondent shall not practice pending approval of this temporary monitor/supervisor by the Chairman of the Probation Committee. Furthermore, Respondent shall make arrangements with his temporary monitor/supervisor to appear before the Probation Committee at its next regularly scheduled meeting for consideration of the monitor/supervisor by the Committee. Respondent shall only practice under the auspices of the temporary monitor/supervisor (approved by the Chairman) until the next regularly scheduled meeting of the Probation Committee whereat the issue of the Committee's approval of the Respondent's new monitor/supervisor shall be addressed.

C. CONTINUITY OF PRACTICE

1. TOLLING PROVISIONS. In the event the Respondent leaves the State of Florida for a period of thirty days or more or otherwise does not engage in the active practice of medicine in the State of Florida, then certain provisions of Respondent's probation (and only those provisions of the probation) shall be tolled as enumerated below and shall remain in a tolled status until Respondent returns to active practice in the State of Florida.

a. The time period of probation shall be tolled.

b. The provisions regarding supervision, whether direct or indirect, by another physician and required

reports from the monitor/supervisor shall be tolled.

c. The provisions regarding preparation of investigative reports detailing compliance with this Stipulation shall be tolled.

d. The provisions regarding reports by the Respondent shall be tolled.

e. The provisions regarding appearances before the Probationer's Committee shall be tolled.

2. ADDRESSES. Respondent must keep current residence and business addresses on file with the Board. Respondent shall notify the Board within ten (10) days of any changes of said addresses. Furthermore, Respondent shall notify the Board within ten (10) days in the event that Respondent leaves the active practice of medicine in Florida.

3. ACTIVE PRACTICE. In the event that Respondent leaves the active practice of medicine for a period of one year or more, the Probation Committee may require Respondent to appear before the Probation Committee and demonstrate his ability to practice medicine with skill and safety to patients prior to resuming the practice of medicine in this State.

D. COSTS. Respondent shall pay all costs necessary to comply with the terms of this Consent Agreement. Such costs include, but are not limited to, the costs of preparation of Investigative Reports detailing compliance with the terms of the Consent Agreement and the Board's administrative costs directly associated with Respondent's probation.

E. BOARD ADDRESS. Unless otherwise directed by the Board office, all reports, correspondence and inquiries shall be sent to: Board of Medicine, 1940 North Monroe Street, Tallahassee, Florida 32399-0792, Attn: Final Order Compliance Officer.

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
BOARD OF MEDICINE

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,

PETITIONER,

vs.

CASE NO. 93-09775

HERMAN M. ZEIDMAN, M.D.

RESPONDENT.

ADMINISTRATIVE COMPLAINT

COMES NOW the Petitioner, Department of Business and Professional Regulation, hereinafter referred to as "Petitioner," and files this Administrative Complaint before the Board of Medicine against Herman M. Zeidman, M.D. hereinafter referred to as "Respondent," and alleges:

1. Petitioner is the state agency charged with regulating the practice of medicine pursuant to Section 20.165, Florida Statutes; Chapter 455, Florida Statutes; and Chapter 458, Florida Statutes.

2. Respondent is and has been at all times material hereto a licensed physician in the State of Florida, having been issued license number ME 0016652. Respondent's last known address is 1280 South Powerline Road, Pompano Beach, Florida 33069.

3. On or about May 19, 1993, Patient L.E., an undercover police detective for the Pompano Beach Police Department, presented to Respondent requesting weight loss treatment. Respondent performed a medical history and a physical exam.

4. During the examination, Respondent questioned Patient L.E. extensively regarding her sexual activities, fondled her legs and shoulders, held her hand, moved his hand toward her breast and kissed her on the cheek.

5. Respondent prescribed for Patient L.E., Paxil, which he stated would correct her chemical imbalance and weight problem.

6. Paxil is a legend drug as defined by Section 465.003(7), Florida Statutes.

7. On or about May 24, 1993, Patient L.E. presented to Respondent for a second appointment. Respondent questioned Patient L.E. repeatedly about her sexual experiences and attempted to hypnotize her. Respondent placed his head in Patient L.E.'s lap and stroked her leg, shoulders and neck. Respondent placed Patient L.E.'s hand on his penis and kissed her on the cheek.

8. Respondent dispensed to Patient L.E. in a small white envelope, nine unlabeled pills which he stated were control for mood swings. The pills dispensed were not properly labelled for usage and Respondent did not instruct Patient L.E. on the use of this drug. The pills were later identified as Imipramine 10 mg.

9. Imipramine is a legend drug as defined by Section 465.003(7), Florida Statutes.

10. On or about June 4, 1993, Patient L.E. presented to Respondent with complaints of sleeplessness. Respondent dispensed to Patient L.E. in a white envelope, seven greenish tablets which he stated were to help her sleep. The pills were later identified as a non-controlled sleeping medication. In addition, Respondent



dispensed in a white envelope, seven yellow pills which he stated were for weight loss. The pills were later identified as containing Phentermine.

11. Phentermine is defined as a legend drug by Section 465.003(7), Florida Statutes, and contains Phentermine Hydrochloride, a Schedule IV controlled substance listed in Chapter 893, Florida Statutes. Phentermine is indicated in the management of exogenous obesity as a short term adjunct (a few weeks) in a regimen of weight reductions based on caloric restriction. Phentermine Hydrochloride is related chemically and pharmacologically to the amphetamines. Amphetamines and other related stimulant drugs have been extensively abused, and the possibility of abuse of Phentermine Hydrochloride should be kept in mind when evaluating the desirability of including this drug as a part of a weight reduction program. A Schedule IV substance has a potential for abuse which may lead to physical or psychological dependence.

12. During the June 4, 1993 office visit, Respondent proceeded to take Patient L.E.'s hand and attempted to have her stroke his leg and moved her hand towards his penis. Respondent fondled Patient L.E.'s leg and breast and kissed her hand. Respondent unbuttoned Patient L.E.'s blouse, pulled out her breast and attempted to kiss her breast. Patient L.E. protested and pushed Respondent away. Respondent again tried to pull Patient L.E.'s breast out of her shirt. Patient L.E. again pushed Respondent away.

13. Pursuant to Section 465.0276, Florida Statutes, a physician must be licensed to dispense drugs; must be registered as a dispensing practitioner; must comply with and be subject to all laws and rules applicable to pharmacists and pharmacies including, but not limited to Chapter 465, Chapter 499 and Chapter 893 and all federal laws and federal regulations; must give the patient a written prescription and advise the patient on its usage. It is the authority and responsibility of the Department to enforce rules and regulations stated herein.

14. Pursuant to 458.329, Florida Statutes, sexual misconduct in the practice of medicine is defined as follows: The physician-patient relationship is founded on mutual trust. Sexual misconduct in the practice of medicine means violation of the physician-patient relationship through which the physician uses said relationship to induce or attempt to induce the patient to engage, or to engage or attempt to engage the patient, in sexual activity outside the scope of the practice or the scope of generally accepted examination or treatment of the patient. Sexual misconduct in the practice of medicine is prohibited.

Count One

15. Petitioner realleges and incorporates Paragraphs one (1) through fourteen (14) as if fully set forth herein this Count One.

16. Respondent is guilty of grounds for disciplinary action; action by the board and department: failing to perform any statutory or legal obligation placed upon a licensed physician, in that Respondent dispensed legend drugs including controlled

substances to Patient L.E. without proper licensure or registration, without proper instructions for their use, without proper labelling, and without writing the proper prescriptions in violation of Section 465.0276, Florida Statutes.

17. Based on the foregoing Respondent violated 458.331(1)(g), Florida Statutes, and is guilty of failing to perform any statutory or legal obligation placed upon a licensed physician.

Count Two

18. Petitioner realleges and incorporates Paragraphs one (1) through fourteen (14) and sixteen (16) as if fully set forth herein this Count Two.

19. Respondent is guilty of violating any provision of this chapter, a rule of the board or department, or a lawful order of the board or department previously entered in a disciplinary hearing or failing to comply with a lawfully issued subpoena of the Department in that Respondent participated in sexual misconduct with Patient L.E. in violation of Section 458.329, Florida Statutes.

20. Based on the foregoing, Respondent violated Section 458.331(1)(x), Florida Statutes, and is guilty of violating any provision of this chapter, a rule of the board or department, or a lawful order of the board or department previously entered in a disciplinary hearing or failing to comply with a lawfully issued subpoena of the department.

Count Three

21. Petitioner realleges and incorporates Paragraphs one (1) through fourteen (14), sixteen (16) and nineteen (19) as if fully set forth herein this Count Three.

22. Respondent is guilty of exercising influence within a patient-physician relationship for purposes of engaging a patient in sexual activity, in that on three different occasions Respondent inappropriately fondled Patient L.E.'s shoulders, legs and inappropriately discussed Patient L.E.'s sexual experiences. Respondent also fondled Patient L.E.'s breast and placed Patient L.E.'s hand on his penis.

23. Based on the foregoing, Respondent violated Section 458.331(1)(j), Florida Statutes, and is guilty of exercising influence within a patient-physician relationship for purposes of engaging a patient in sexual activity.

Count Four

24. Petitioner realleges and incorporates Paragraphs one (1) through fourteen (14), sixteen (16), nineteen (19) and twenty-two (22) as if fully set forth herein this Count Four.

25. Respondent is guilty of gross or repeated malpractice or the failure 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, in that Respondent failed to appropriately test, examine and diagnose Patient L.E. before prescribing various legend drugs.

26. Based on the foregoing, Respondent violated Section 458.331(1)(t), Florida Statutes, and is guilty of gross or repeated malpractice or the failure 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.

Count Five

27. Petitioner realleges and incorporates Paragraphs one (1) through fourteen (14), sixteen (16), nineteen (19), twenty-two (22), and twenty-five (25), as is fully set forth herein this Count Five.

28. Respondent is guilty of prescribing, dispensing, administering, mixing, or otherwise preparing a legend drug, including any controlled substance, other than in the course of the physician's professional practice, in that Respondent inappropriately prescribed and dispensed legend drugs, including controlled substances, to Patient L.E.

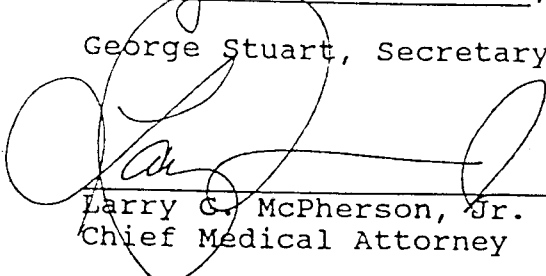
29. Based on the foregoing, Respondent violated 458.331(1)(q), Florida Statutes, and is guilty of prescribing, dispensing, administering, mixing, or otherwise preparing a legend drug, including any controlled substance, other than in the course of the physician's professional practice.

WHEREFORE, the Petitioner respectfully requests the Board of Medicine enter an Order imposing one or more of the following penalties: revocation or suspension of the Respondent's license, restriction of the Respondent's practice, imposition of an

administrative fine, issuance of a reprimand, placement of the Respondent on probation, and/or any other relief that the Board deems appropriate.

SIGNED this 31 day of August, 1993.

George Stuart, Secretary



Larry G. McPherson, Jr.
Chief Medical Attorney

COUNSEL FOR DEPARTMENT:

Larry G. McPherson, Jr.
Chief Medical Attorney
Department of Business and Professional Regulation
1940 North Monroe Street
Tallahassee, Florida 32399-0750
Florida Bar #788643
LGM/sdb
PCP: August 30, 1993
Murray and Slade

FILED

Department of Business and Professional Regulation
DEPUTY CLERK

CLERK Ronda A. Ham
DATE 9-1-93

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STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
BOARD OF MEDICINE

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,

PETITIONER,

vs.

CASE NO. 93-21762

HERMAN M. ZEIDMAN, M.D.,

RESPONDENT.

ADMINISTRATIVE COMPLAINT

COMES NOW the Petitioner, Department of Business and Professional Regulation, hereinafter referred to as "Petitioner," and files this Administrative Complaint before the Board of Medicine against Herman M. Zeidman, M.D., hereinafter referred to as "Respondent," and alleges:

1. Petitioner is the state agency charged with regulating the practice of medicine pursuant to Section 20.165, Florida Statutes; Chapter 455, Florida Statutes; and Chapter 458, Florida Statutes.

2. Respondent is and has been at all times material hereto a licensed physician in the State of Florida, having been issued license number ME 0016652. Respondent's last known address is 3100 Estates Drive, Pompano Beach, Florida 33069.

3. On or about September 21, 1993, Respondent was adjudicated guilty on one (1) count of battery in the Circuit Court for Broward County. Respondent was charged with committing a battery upon a female patient by intentionally touching or striking her on June 4,

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1993. Respondent was sentenced to twelve (12) months probation and was ordered to receive counseling.

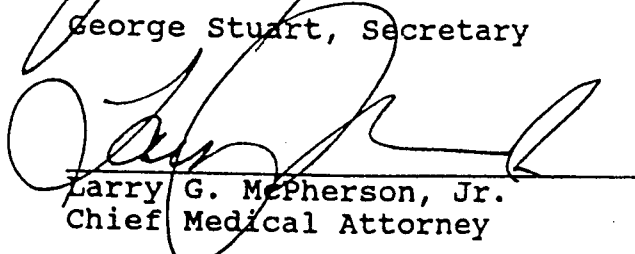
4. Respondent is guilty of being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of medicine or to the ability to practice medicine, in that Respondent was adjudicated guilty on one (1) count of battery.

5. Based on the foregoing, Respondent violated Section 458.331(1)(c), Florida Statutes, and is guilty of being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of medicine or to the ability to practice medicine.

WHEREFORE, the Petitioner respectfully requests the Board of Medicine enter an Order imposing one or more of the following penalties: permanent revocation or suspension of the Respondent's license, restriction of the Respondent's practice, imposition of an administrative fine, issuance of a reprimand, placement of the Respondent on probation, and/or any other relief that the Board deems appropriate.

SIGNED this 24 day of January, 1994.


George Stuart, Secretary


Larry G. McPherson, Jr.
Chief Medical Attorney

FILED
Department of Business and Professional Regulation
DEPUTY CLERK

CLERK 

DATE 1-24-94

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(28)

COUNSEL FOR DEPARTMENT:

Larry G. McPherson, Jr.
Chief Medical Attorney
Department of Business and Professional Regulation
1940 North Monroe Street
Tallahassee, Florida 32399-0750
Florida Bar #788643
RPC/mry
PCP: January 21, 1994
Murray and Varn

MEMORANDUM

TO: Compliance Tracking File

FROM: Client Services Unit

DATE: December 27, 2005

SUBJECT: Closing Document

Due to the history and age of this file, it is apparent that it should have been closed; however, no closing order or notice of completion was entered into this file during the normal course of business. In the absence of this documentation, this memorandum will serve as the official closing document and terminates compliance tracking activities for the attached Final Order.