

STATE OF FLORIDA  
DEPARTMENT OF HEALTH

DEPARTMENT OF HEALTH, )  
 )  
 PETITIONER, )  
 )  
 v. )  
 )  
 GEORGE A. COLOM, M.D. )  
 )  
 RESPONDENT. )  
 \_\_\_\_\_ )

CASE NO. 1999-60694

**ADMINISTRATIVE COMPLAINT**

COMES NOW the Petitioner, Department of Health, hereinafter referred to as "Petitioner," and files this Administrative Complaint before the Board of Medicine against George A. Colom, M.D., hereinafter referred to as "Respondent," and alleges:

1. Effective July 1, 1997, Petitioner is the state agency charged with regulating the practice of medicine pursuant to Section 20.43, Florida Statutes; Chapter 456, Florida Statutes, and Chapter 458, Florida Statutes. Pursuant to the provisions of Section 20.43(3), Florida Statutes, the Petitioner has contracted with the Agency for Health Care Administration to provide consumer complaint, investigative, and prosecutorial services required by the Division of Medical Quality Assurance, councils, or boards, as appropriate.

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 003780.

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Respondent's last known address is 6314 Brookside Plaza, suite 207A, Kansas City, Missouri 64113.

3. On or about August 31, 1999, Respondent's license to practice the Healing Arts was revoked by the State of Missouri, State Board of Registration of the Healing Arts. This discipline was predicated on Respondent's gross negligence, incompetence, willfully and continually performing inappropriate treatment, repeated negligence, conduct that was or might have been harmful to a patient, prescribing inappropriate medications, prescribing excessive amounts of medications and prescribing medications for excessive periods of time.

4. A search done by the State of Florida Board of Medicine indicates that Respondent had not notified the State of Florida of the revocation of said Missouri license as of August 14, 2000.

#### COUNT ONE

5. Petitioner realleges and incorporates paragraphs one (1) through (4), as if fully set forth herein this Count One.

6. Respondent had a license or the authority to practice medicine revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of any jurisdiction, including its agencies or subdivisions, in that the State of Missouri, State Board of Registration of the Healing Arts, entered a Disciplinary Order revoking Respondent's license to practice the healing arts.

7. Based on the foregoing, Respondent violated Section 458.331(b), Florida Statutes, by having a license or the authority to practice medicine revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of any jurisdiction, including its agencies or subdivisions. The licensing authority's acceptance of a physician's relinquishment of a license, stipulation, consent order, or other settlement, offered in response to or in anticipation of the filing of administrative charges against the physician's license, shall be construed as action against the physician's license.

#### COUNT TWO

8. Petitioner realleges and incorporates paragraphs one (1) through four (4) and paragraph six (6) as if fully set forth herein this Count Two.


9. Based on the foregoing, Respondent violated Section 458.331(1)(kk), Florida Statutes, by failing to report to the board, in writing within thirty (30) days if action as defined in Section 458.331(1)(b), Florida Statutes, has been taken against one's license to practice medicine in another state, territory, or country.

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, the assessment of costs related to the investigation and

prosecution of this case as provided for in Section 456.072(4), Florida Statutes, and/or any other relief that the Board deems appropriate.

SIGNED this 7<sup>th</sup> day of November, 2000.

Robert G. Brooks, M.D., Secretary

  
Kathryn L. Kasprzak  
Chief Medical Attorney

COUNSEL FOR DEPARTMENT:

Kathryn L. Kasprzak  
Chief Medical Attorney  
Agency for Health Care Administration  
P. O. Box 14229  
Tallahassee, Florida 32317-4229  
Florida Bar # 937819  
KLK/rcb  
PCP: November 3, 2000  
PCP Members: Ashkar, Leon, Rodriguez

**FILED**  
DEPARTMENT OF HEALTH  
DEPUTY CLERK  
CLERK *Vicki R. Kenon*  
DATE 11/8/00

RS  
2/19/01

Final Order No. DOH-01-0397- Fal MOA  
FILED DATE - 3/27/01  
Department of Health

STATE OF FLORIDA  
BOARD OF MEDICINE

By: Vicki R. Kenon  
Deputy Agency Clerk

DEPARTMENT OF HEALTH,  
  
Petitioner,

vs.

CASE NO.: 1999-60694  
LICENSE NO.: ME0003780

GEORGE A. COLOM, M.D.,  
  
Respondent.

\_\_\_\_\_ /

FINAL ORDER

THIS CAUSE came before the Board of Medicine (Board) pursuant to Sections 120.569 and 120.57(2), Florida Statutes, on February 3, 2001, in Tampa, Florida, for consideration of the Administrative Complaint (attached hereto as Exhibit A) in the above-styled cause. At the hearing, Petitioner was represented by Larry G. McPherson, Jr., Senior Prosecuting Attorney. Respondent was not present nor was he represented by counsel. The facts are not in dispute.

Upon consideration, it is ORDERED:

1. The allegations of fact set forth in the Administrative Complaint are approved and adopted and incorporated herein by reference as the findings of fact by the Board.

2. The conclusions of law alleged and set forth in the Administrative Complaint are approved and adopted and incorporated herein by reference as the conclusions of law by the Board.

3. The violations set forth warrant disciplinary action by the Board. THEREFORE,

IT IS HEREBY ORDERED AND ADJUDGED:

Respondent's license to practice medicine in the State of Florida is hereby REVOKED.

This Final Order shall take effect upon being filed with the Clerk of the Department of Health.

DONE AND ORDERED this 23<sup>rd</sup> day of February, 2001.

BOARD OF MEDICINE

*Gary Williams*  
for GASTON ACOSTA-RUA, M.D.  
CHAIRMAN

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE AGENCY FOR HEALTH CARE ADMINISTRATION AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

**AMENDED 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 George A. Colom, MD, 6314 Brookside Plaza, Suite 207-A, Kansas City, MO 64113, George A. Colom, MD, 4002 West 56th Street, Fairway, Kansas 66205, and by interoffice delivery to Kathryn L. Kasprzak, Chief Medical Attorney, and Simone Marstiller, Senior Attorney – Appeals, Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5403, on or before 5:00 p.m., this \_\_\_\_\_ day of \_\_\_\_\_, 2001.

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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 George A. Colom, M.D., 4002 West 56<sup>th</sup> Street, Fairway, Kansas 66205, and by interoffice delivery to Kathryn L. Kasprzak, Chief Medical Attorney, and Simone Marstiller, Senior Attorney - Appeals, Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida 32308-5403, on or before 5:00 p.m., this \_\_\_\_\_ day of \_\_\_\_\_, 2001.

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