

FILED DATE - **AUG 18 2015**

Department of Health

By: Angelo Saunders
Deputy Agency Clerk

STATE OF FLORIDA
BOARD OF MEDICINE

DEPARTMENT OF HEALTH,

Petitioner,

vs.

DOH CASE NO.: 2013-08684
LICENSE NO.: ME0093720

PATRICIA LYNN HOUGH, 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 August 7, 2015, in Tampa, Florida, for consideration of the Administrative Complaint (attached hereto as Exhibit A) in the above-styled cause pursuant to Respondent's Election of Rights. At the hearing, Petitioner was represented by Yolonda Green, Assistant General Counsel. Respondent was not present but was represented by Bruce L. Udolf, Esquire. 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:

1. Respondent shall pay an administrative fine in the amount of \$5,000.00 to the Board within 90 days from the date the Respondent's license to practice medicine in the State of Florida is reinstated. Said fine shall be paid by money order or cashier's check.

2. Respondent's license to practice medicine in the State of Florida is hereby SUSPENDED until such time as she is released from incarceration from a prison facility and appears before the Board to petition for reinstatement of her license. At the time, if any, that Respondent seeks reinstatement of her license to practice medicine, she will be required to demonstrate the ability to practice medicine with reasonable skill and safety. The Board retains jurisdiction in this matter to impose terms and conditions upon reinstatement of Respondent's license, including, but not limited to, a period of probation with said terms and conditions to be set at the time of reinstatement.

3. Respondent shall document completion of the Laws and Rules course sponsored by the Florida Medical Association (FMA) within one year from the date the Final Order is filed.

4. Respondent shall document the completion of 5 hours of continuing medical education (CME) in the area of medical ethics within one (1) year from the date the Final Order is filed. These hours shall be in addition to those hours required for biennial renewal of licensure. Respondent shall first submit a written request to the Probation Committee for approval prior to performance of said CME course(s). Unless otherwise approved by the Board or the Chairperson of the Probation Committee, said continuing education courses shall consist of a formal live lecture format.

5. Respondent shall be and hereby is REPRIMANDED by the Board.

RULING ON MOTION TO ASSESS COSTS

The Board reviewed the Petitioner's Motion to Assess Costs and imposes the costs associated with this case in the amount of \$4,248.95. Said costs are to be paid within 90 days from the date Respondent's license to practice medicine in the State of Florida is reinstated.

(NOTE: SEE RULE 64B8-8.0011, FLORIDA ADMINISTRATIVE CODE. UNLESS OTHERWISE SPECIFIED BY FINAL ORDER, THE RULE SETS FORTH THE REQUIREMENTS FOR PERFORMANCE OF ALL PENALTIES CONTAINED IN THIS FINAL ORDER.)

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

DONE AND ORDERED this 17 day of August, 2015.

BOARD OF MEDICINE



André Ourso, J.D., M.P.H., Executive Director
For Bernardo Fernandez, M.D., Chair

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. REVIEW 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 DEPARTMENT OF HEALTH 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.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by **Certified Mail** to PATRICIA LYNN HOUGH, M.D., 1435 East Venice Avenue, #104-159, Venice, Florida 34292; 7590 Manasota Key Road, Englewood, Florida 34223; and Inmate Register #58807-018, FCI Coleman Medium Federal Correctional Institution, Post Office Box 1032,

Coleman, Florida 33521; to Bruce L. Udolf, Esquire, 500 East Broward Boulevard, Suite 1400, Fort Lauderdale, Florida 33394; by email to Yolonda Green, Assistant General Counsel, Department of Health, at Yolonda.Green@flhealth.gov; and by email to Edward A. Tellechea, Chief Assistant Attorney General, at Ed.Tellechea@myfloridalegal.com this 18th day of August, 2015.

Bryce Sanders

Deputy Agency Clerk

Venice, FL 34292

7014 2120 0003 8707 1401
PS 010901 01

7014 2120 0003 8707 1432
PS 010901 01

Englewood, FL

Bruce L. Udolf, Esq.

7014 2120 0003 8707 1449
PS 010901 01

7014 2120 0003 8707 1425
PS 010901 01

FCI Coleman Medium

**STATE OF FLORIDA
DEPARTMENT OF HEALTH**

DEPARTMENT OF HEALTH,

Petitioner,

v.

CASE NO. 2013-08684

PATRICIA LYNN HOUGH, M.D.,

Respondent.

_____ /

MOTION TO ASSESS COSTS
IN ACCORDANCE WITH SECTION 456.072(4)

The Department of Health, by and through counsel, moves the Board of Medicine for entry of a Final Order assessing costs against Respondent for the investigation and prosecution of this case in accordance with Section 456.072(4), Florida Statutes (2014). As grounds therefore, the Petitioner states the following:

1. At its next regularly scheduled meeting, the Board of Medicine will take up for consideration the above-styled disciplinary action and will enter a Final Order.

2. Section 456.072(4), Florida Statutes (2014), states, in pertinent part, as follows:

In addition to any other discipline imposed through final order, or citation, entered on or after July 1, 2001, under this section or discipline imposed through final order, or citation, entered on or after July 1, 2001, for a violation of any practice act, the board, or the department when there is no board, shall assess costs related to the investigation and prosecution of the case. The costs related to the investigation and prosecution include, but are not limited to, salaries and benefits of personnel, costs related to the time spent by the attorney and other personnel working on the case, and any other expenses incurred by the department for the case. The board, or the department when there is no board, shall determine the amount of costs to be assessed after its consideration of an affidavit of itemized costs and any written objections thereto....

3. As evidenced in the attached affidavit (Exhibit A), the investigation and prosecution of this case has resulted in costs in the total amount of \$4,248.95, based on the following itemized statement of costs:

- a. Total costs for Complaints \$451.90
- b. Total costs for Investigations \$131.17
- c. Total costs for Legal \$3,596.38
- d. Total costs for expenses \$69.50

4. The attached outside attorney affidavit (Exhibit B) indicates a review of the file and a finding that the Department's attorney time in this case is reasonable and justifiable in the amount of \$3,596.38.

5. Upon review of the file, the Department contends that the costs associated with attorney time spent on this case are reasonable and justifiable.

6. Should Respondent file written objections to the assessment of costs, within ten (10) days of the date of this motion, specifying the grounds for the objections and the specific elements of the costs to which objections are made, Petitioner requests that the Board determine the amount of costs to be assessed based upon its consideration of the affidavit attached as Exhibit A and any timely-filed written objections.

7. Petitioner requests that the Board grant this motion and assess costs in the amount of \$4,248.95 as supported by competent, substantial evidence. This assessment of costs is in addition to any other discipline imposed by the Board and is in accordance with Section 456.072(4), Florida Statutes (2014).

WHEREFORE, the Department of Health requests that the Board of Medicine enter a Final Order assessing costs against Respondent in the amount of \$4,248.95.

[signatures appear on the following page]

Respectfully submitted,



Yolonda Y. Green
Assistant General Counsel
DOH Prosecution Services Unit
4052 Bald Cypress Way, Bin C-65
Tallahassee, FL 32399-3265
Florida Bar # 0738115
Phone (850) 245-4444 ext. 8128
FAX (850) 245-4684
Yolonda.green@flhealth.gov

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Motion to Assess Costs has been provided to Bruce L. Udolf, Esq., at 500 E. Broward Blvd., Suite 1400, Ft. Lauderdale, Florida 33394-3024, by U.S. Mail this 16th day of June, 2015.



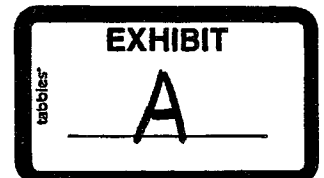
Yolonda Y. Green
Assistant General Counsel

AFFIDAVIT OF FEES AND COSTS EXPENDED

STATE OF FLORIDA
COUNTY OF LEON:

BEFORE ME, the undersigned authority, personally appeared **Nicole Singleton** who was sworn and states as follows:

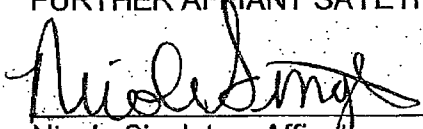
- 1) My name is Nicole Singleton.
- 2) I am over the age of 18, competent to testify, and make this affidavit upon my own personal knowledge and after review of the records at the Florida Department of Health (DOH).
- 3) I am the Senior Management Analyst II (SMAII) for the Consumer Services and Compliance Management Unit for DOH. The Consumer Services Unit is where all complaints against Florida health care licensees (e.g., medical doctors, dentists, nurses, respiratory therapists) are officially filed. I have been in my current job position for more than one year. My business address is 4052 Bald Cypress Way, Bin C-75 Tallahassee, Florida 32399-3275.
- 4) As SMAII of the Consumer Services and Compliance Management Unit, my job duties include reviewing data in the Time Tracking System and verifying that the amounts correspond. The Time Tracking System is a computer program which records and tracks DOH's costs regarding the investigation and prosecution of cases against Florida health care licensees.
- 5) As of today, DOH's total costs for investigating and prosecuting DOH case number 2013-08684 (Department of Health v. Patricia Lynn Hough, M.D.) are four thousand, two hundred forty-eight dollars and ninety-five cents (\$4,248.95).
- 6) The costs for DOH case number 2013-08684 (Department of Health v. Patricia Lynn Hough, M.D.) are summarized in Exhibit 1 (Cost Summary Report), which is attached to this document.
- 7) The itemized costs and expenses for DOH case number 2013-08684 (Department of Health v. Patricia Lynn Hough, M.D.) are detailed in Exhibit 2 (Itemized Cost Report and Itemized Expense Report and receipts), which is attached to this document.
- 8) The itemized costs as reflected in Exhibit 2 are determined by the following method: DOH employees who work on cases daily are to keep track of their time in six-minute increments (e.g., investigators



and lawyers). A designated DOH employee in the Consumer Services Unit, Legal Department, and in each area office, inputs the time worked and expenses spent into the Time Tracking System. Time and expenses are charged against a state health care Board (e.g., Florida Board of Medicine, Florida Board of Dentistry, Florida Board of Osteopathic Medicine), and/or a case. If no Board or case can be charged, then the time and expenses are charged as administrative time. The hourly rate of each employee is calculated by formulas established by the Department. (See the Itemized Cost Report)

- 9) Nicole Singleton, first being duly sworn, states that she has read the foregoing Affidavit and its attachments and the statements contained therein are true and correct to the best of her knowledge and belief.

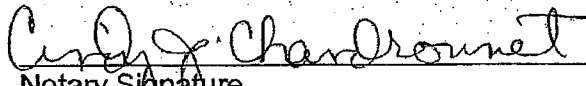
FURTHER AFFIANT SAYETH NOT.



Nicole Singleton, Affiant

State of Florida
County of Leon

Sworn to and subscribed before me this 12th day of June, 2015,
by Nicole Singleton, who is personally known to me.



Notary Signature

Cindy J. Chandronnet

Name of Notary Printed

Stamp Commissioned Name of Notary Public:



Search

Complaint Case Number: 201308684 x

MAIN

HELP

Complaint Cost Summary

Complaint Number: 201308684

Subject's Name: HOUGH, PATRICIA LYNN

	***** Cost to Date *****	
	Hours	Costs
Complaint:	8.25	\$451.90
Investigation:	2.40	\$131.17
Legal:	34.50	\$3,596.38
Compliance:	0.00	\$0.00
	*****	*****
Sub Total:	45.15	\$4,179.45
Expenses to Date:		\$69.50
Prior Amount:		\$0.00
Total Costs to Date:		\$4,248.95

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*** CONFIDENTIAL ***

Time Tracking System
Itemized Cost by Complaint

Complaint 201308684

Report Date 06/12/2015

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Staff Code	Activity Hours	Staff Rate	Cost	Activity Date	Activity Code	Activity Description
CONSUMER SERVICES UNIT						
HA132	0.90	\$54.90	\$49.41	05/31/2013	25	REVIEW CASE FILE
HA132	0.40	\$54.90	\$21.96	06/05/2013	25	REVIEW CASE FILE
HA132	0.40	\$54.90	\$21.96	06/06/2013	25	REVIEW CASE FILE
HA132	0.60	\$54.90	\$32.94	06/07/2013	25	REVIEW CASE FILE
HA132	0.90	\$54.90	\$49.41	06/10/2013	25	REVIEW CASE FILE
HA132	0.50	\$54.90	\$27.45	08/14/2013	25	REVIEW CASE FILE
HA132	0.10	\$54.90	\$5.49	09/03/2013	25	REVIEW CASE FILE
HA132	0.10	\$54.90	\$5.49	10/01/2013	25	REVIEW CASE FILE
HA168	0.10	\$54.90	\$5.49	10/14/2013	25	REVIEW CASE FILE
HA151	0.20	\$54.65	\$10.93	10/28/2013	60	MISCELLANEOUS
HA168	0.10	\$54.65	\$5.47	10/28/2013	144	CSU INVESTIGATIVE WORK
HA168	0.10	\$54.65	\$5.47	10/30/2013	144	CSU INVESTIGATIVE WORK
HA168	0.80	\$54.65	\$43.72	12/06/2013	78	INITIAL REVIEW AND ANALYSIS OF COMPLAINT
HA168	0.30	\$54.65	\$16.40	01/17/2014	144	CSU INVESTIGATIVE WORK
HA168	1.90	\$54.65	\$103.84	02/14/2014	76	REPORT WRITING
HA168	0.30	\$54.65	\$16.40	02/17/2014	78	INITIAL REVIEW AND ANALYSIS OF COMPLAINT
HA168	0.30	\$54.65	\$16.40	02/28/2014	144	CSU INVESTIGATIVE WORK
HA168	1.30	\$54.65	\$71.05	03/04/2014	78	INITIAL REVIEW AND ANALYSIS OF COMPLAINT
HA168	0.20	\$54.65	\$10.93	03/27/2014	78	INITIAL REVIEW AND ANALYSIS OF COMPLAINT
HA173	0.20	\$54.65	\$10.93	06/26/2014	144	CSU INVESTIGATIVE WORK
HA173	0.10	\$54.65	\$5.47	06/27/2014	144	CSU INVESTIGATIVE WORK
HA167	0.20	\$54.65	\$10.93	07/11/2014	35	TELEPHONE CALLS
HA173	0.15	\$54.65	\$8.20	07/21/2014	36	PREPARATION OR REVISION OF LETTER
HA173	0.50	\$54.65	\$27.33	08/19/2014	76	REPORT WRITING
Sub Total	10.65		\$583.07			

PROSECUTION SERVICES UNIT						
HLL108B	0.80	\$101.95	\$81.56	03/25/2014	25	REVIEW CASE FILE



*** CONFIDENTIAL ***

Time Tracking System
Itemized Cost by Complaint

Complaint 201308684

Report Date 06/12/2015

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Staff Code	Activity Hours	Staff Rate	Cost	Activity Date	Activity Code	Activity Description
HLL108B	1.20	\$101.95	\$122.34	04/28/2014	28	PREPARE OR REVISE ADMINISTRATIVE COMPLAINT
HL58B	4.50	\$101.95	\$458.78	06/23/2014	25	REVIEW CASE FILE
HL58B	3.20	\$101.95	\$326.24	06/24/2014	28	PREPARE OR REVISE ADMINISTRATIVE COMPLAINT
HL58B	0.60	\$101.95	\$61.17	07/18/2014	25	REVIEW CASE FILE
HL58B	0.80	\$101.95	\$81.56	07/22/2014	89	PROBABLE CAUSE PREPARATION
HL58B	1.00	\$105.33	\$105.33	09/26/2014	25	REVIEW CASE FILE
HL58B	0.40	\$105.33	\$42.13	09/26/2014	35	TELEPHONE CALLS
HL58B	0.50	\$105.33	\$52.67	09/26/2014	64	LEGAL ADVICE/DISCUSSION - BOARD OFFICE,DEPT STAFF OR ATTY GEN OFFI
HL58B	1.00	\$105.33	\$105.33	12/03/2014	25	REVIEW CASE FILE
HL58B	0.60	\$105.33	\$63.20	12/09/2014	64	LEGAL ADVICE/DISCUSSION - BOARD OFFICE,DEPT STAFF OR ATTY GEN OFFI
HL58B	0.60	\$105.33	\$63.20	12/09/2014	64	LEGAL ADVICE/DISCUSSION - BOARD OFFICE,DEPT STAFF OR ATTY GEN OFFI
HLL117A	0.10	\$105.33	\$10.53	12/10/2014	35	TELEPHONE CALLS
HLL117A	0.10	\$105.33	\$10.53	12/10/2014	36	PREPARATION OR REVISION OF LETTER
HLL117A	0.20	\$105.33	\$21.07	12/11/2014	35	TELEPHONE CALLS
HLL117A	2.30	\$105.33	\$242.26	12/16/2014	25	REVIEW CASE FILE
HLL117A	2.30	\$105.33	\$242.26	12/17/2014	25	REVIEW CASE FILE
HLL117A	2.40	\$105.33	\$252.79	12/17/2014	25	REVIEW CASE FILE
HLL117A	0.80	\$105.33	\$84.26	12/17/2014	46	LEGAL RESEARCH
HLL117A	1.10	\$105.33	\$115.86	01/05/2015	46	LEGAL RESEARCH
HLL117A	0.10	\$105.33	\$10.53	01/13/2015	74	MEETINGS WITH DEPARTMENT STAFF
HLL117A	0.50	\$105.33	\$52.67	01/13/2015	25	REVIEW CASE FILE
HLL117A	0.70	\$105.33	\$73.73	01/14/2015	40	PREPARATION OF OR REVISION OF A PLEADING
HLL117A	0.70	\$105.33	\$73.73	01/15/2015	26	PREPARE OR REVISE MEMORANDUM
HLL117A	0.10	\$105.33	\$10.53	01/15/2015	35	TELEPHONE CALLS
HLL117A	0.10	\$105.33	\$10.53	01/15/2015	36	PREPARATION OR REVISION OF LETTER
HLL117A	0.10	\$105.33	\$10.53	01/15/2015	35	TELEPHONE CALLS
HLL117A	0.50	\$105.33	\$52.67	01/21/2015	35	TELEPHONE CALLS
HLL117A	0.30	\$105.33	\$31.60	01/27/2015	40	PREPARATION OF OR REVISION OF A PLEADING
HLL117A	0.20	\$105.33	\$21.07	01/27/2015	37	REVIEW LETTER
HLL117A	0.40	\$105.33	\$42.13	01/29/2015	26	PREPARE OR REVISE MEMORANDUM
HLL91B	0.40	\$105.33	\$42.13	02/24/2015	25	REVIEW CASE FILE
HLL91B	0.10	\$105.33	\$10.53	02/24/2015	27	REVIEW MEMORANDUM
HLL91B	0.10	\$105.33	\$10.53	02/24/2015	74	MEETINGS WITH DEPARTMENT STAFF



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**Time Tracking System
Itemized Cost by Complaint**

Complaint 201308684

Report Date 06/12/2015

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Staff Code	Activity Hours	Staff Rate	Cost	Activity Date	Activity Code	Activity Description
HLL91B	0.40	\$105.33	\$42.13	02/25/2015	25	REVIEW CASE FILE
HLL91B	0.20	\$105.33	\$21.07	03/03/2015	88	PROOFING AND SIGNING LETTERS
HLL91B	0.30	\$105.33	\$31.60	03/03/2015	60	MISCELLANEOUS
HLL91B	0.30	\$105.33	\$31.60	03/10/2015	36	PREPARATION OR REVISION OF LETTER
HLL91B	0.50	\$105.33	\$52.67	03/10/2015	30	PREPARE AMENDED A/C
HLL91B	0.70	\$105.33	\$73.73	03/10/2015	25	REVIEW CASE FILE
HLL91B	0.20	\$105.33	\$21.07	03/11/2015	70	CONFERENCES WITH LAWYERS
HLL91B	0.10	\$105.33	\$10.53	03/11/2015	60	MISCELLANEOUS
HLL91B	0.40	\$105.33	\$42.13	03/11/2015	35	TELEPHONE CALLS
HLL87A	0.20	\$105.33	\$21.07	03/13/2015	89	PROBABLE CAUSE PREPARATION
HLL87A	0.10	\$105.33	\$10.53	03/13/2015	63	PRESENTATION OF CASES TO PROBABLE CAUSE PANEL
HLL87A	0.20	\$105.33	\$21.07	03/17/2015	90	POST PROBABLE CAUSE PROCESSING
HLL91B	0.10	\$105.33	\$10.53	03/23/2015	37	REVIEW LETTER
HLL91B	0.10	\$105.33	\$10.53	03/23/2015	60	MISCELLANEOUS
HLL91B	0.20	\$105.33	\$21.07	03/23/2015	70	CONFERENCES WITH LAWYERS
HLL91B	0.10	\$105.33	\$10.53	04/06/2015	60	MISCELLANEOUS
HLL91B	0.20	\$105.33	\$21.07	04/06/2015	41	REVIEW PLEADING
HLL91B	0.20	\$105.33	\$21.07	04/06/2015	70	CONFERENCES WITH LAWYERS
HLL91B	0.10	\$105.33	\$10.53	04/06/2015	36	PREPARATION OR REVISION OF LETTER
HLL91B	0.50	\$105.33	\$52.67	04/06/2015	40	PREPARATION OF OR REVISION OF A PLEADING
HLL91B	0.20	\$105.33	\$21.07	04/06/2015	46	LEGAL RESEARCH
HLL91B	0.10	\$105.33	\$10.53	04/07/2015	60	MISCELLANEOUS
HLL91B	0.10	\$105.33	\$10.53	04/08/2015	60	MISCELLANEOUS
HL12A	0.20	\$105.33	\$21.07	04/24/2015	35	TELEPHONE CALLS
Sub Total	34.50		\$3,596.38			

Total Cost	\$4,179.45
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Division of
Medical Quality Assurance

MQA

*** CONFIDENTIAL ***

**Time Tracking System
Itemized Cost by Complaint**

Complaint 201308684

Report Date 06/12/2015

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Staff Code	Activity Hours	Staff Rate	Cost	Activity Date	Activity Code	Activity Description
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*** CONFIDENTIAL ***

Time Tracking System
Itemized Expense by Complaint

Complaint 201308684

Report Date: 06/12/2015

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Staff Code	Expense Date	Expense Amount	Expense Code	Expense Code Description
CONSUMER SERVICES UNIT				
HA173	07/29/2014	\$69.50	497000	PAYMENT FOR INFORMATION AND EVIDENCE
	SubTotal	\$69.50		
	Total Expenses	\$69.50		

STATE OF FLORIDA
DEPARTMENT OF HEALTH

FILED
DEPARTMENT OF HEALTH
DEPUTY CLERK
CLERK *Angel Sanders*
DATE MAR 17 2015

DEPARTMENT OF HEALTH,

Petitioner,

v.

CASE NO. 2013-08684

PATRICIA LYNN HOUGH, M.D.,

Respondent.

AMENDED ADMINISTRATIVE COMPLAINT

Petitioner, Department of Health, files this Amended Administrative Complaint before the Board of Medicine against Respondent, Patricia Lynn Hough, M.D., and in support thereof alleges:

1. Petitioner is the state agency charged with regulating the practice of medicine pursuant to Section 20.43, Florida Statutes, and Chapters 456 and 458, Florida Statutes.

2. At all times material to this Complaint, Respondent was a licensed medical doctor within the State of Florida, having been issued license number ME 93720.

3. Respondent's address of record is 1435 East Venice Avenue, #104-159, Venice, Florida 34292. An alternative address for Respondent is 7590 Manasota Key Road, Englewood, Florida 34223.

4. The Wisconsin Medical Examining Board ("Wisconsin Board") is the licensing authority regulating the practice of medicine in the State of Wisconsin.

5. At all times material to this Complaint, Respondent was licensed in the State of Wisconsin to practice medicine and surgery.

6. On or about November 20, 2013, Respondent entered into a Stipulation surrendering her license and registration to practice medicine and surgery in the State of Wisconsin. Respondent entered the Stipulation as a result of a pending investigation.

7. On or about December 11, 2013, the Wisconsin Board entered a Final Decision and Order ("Order") accepting the Stipulation and the surrender of Respondent's license and registration to practice medicine and surgery in the State of Wisconsin. The Order includes Findings of Fact which would subject Respondent to discipline.

8. The Order entered by the Wisconsin Board on or about December 11, 2013, constitutes action against Respondent's license to practice medicine in the State of Wisconsin.

9. Section 458.331(1)(b), Florida Statutes (2013), subjects a physician to discipline for 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.


10. Respondent's license to practice medicine in the State of Wisconsin was acted against by the Wisconsin Board on or about December 11, 2013.

11. Based on the foregoing, Respondent violated Section 458.331(1)(b), Florida Statutes (2013).

WHEREFORE, Petitioner respectfully requests that the Board of Medicine enter an order imposing one or more of the following penalties: revocation or suspension of Respondent's license, imposition of an administrative fine, placement of Respondent on probation, corrective action, remedial education, and/or any other relief that the Board deems appropriate.

SIGNED this 17 day of March, 2015.

John H. Armstrong, MD, FACS
Surgeon General & Secretary of Health


Alicia E. Adams, Esquire
Florida Bar Number 0065248
Assistant General Counsel
Department of Health
Prosecution Services Unit
4052 Bald Cypress Way, Bin C-65
Tallahassee, Florida 32399-3265
(P) 850/245-4444
(F) 850/245-4684
(E) Alicia.Adams@flhealth.gov

PCP Date: September 12, 2014
PCP Members: M. Avila, M.D.; O. Lage, M.D.; and N. DiPietro

NOTICE OF RIGHTS

Respondent has the right to request a hearing to be conducted in accordance with Section 120.569 and 120.57, Florida Statutes, to be represented by counsel or other qualified representative, to present evidence and argument, to call and cross-examine witnesses and to have subpoena and subpoena duces tecum issued on his or her behalf if a hearing is requested.

NOTICE REGARDING ASSESSMENT OF COSTS

Respondent is placed on notice that Petitioner has incurred costs related to the investigation and prosecution of this matter. Pursuant to Section 456.072(4), Florida Statutes, the Board shall assess costs related to the investigation and prosecution of a disciplinary matter, which may include attorney hours and costs, on the Respondent in addition any other discipline imposed.