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BEFORE THE BOARD OF MEDICAL EXAMINERS
FILED

Department of Professional Regulation
BOARD CLERK

DEPARTMENT OF PROFESSIONAL
REGULATION,

CLERK Jeppie Woods

DATE 9-5-86

Petitioner,

EX: Legal
Board

vs.

ALBERTO A. DE LA TORRE, M.D.

DPR CASE NO. 0067175
LICENSE NO. ME 0011115

Respondent.

FINAL ORDER OF THE
BOARD OF MEDICAL EXAMINERS

THIS CAUSE came before the Board of Medical Examiners (Board) pursuant to Section 120.57(2), Florida Statutes, on June 7, 1986, in Tallahassee, Florida, for consideration of the Administrative Complaint (attached hereto as Exhibit A) in the above-styled cause. At the hearing, Petitioner was represented by Stephanie A. Daniel, Esquire; Respondent was present but was without 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:

1. Respondent will be served with a letter of admonition.

2. Respondent shall pay costs to the Board not to exceed two hundred (\$200.00) dollars within thirty (30) days of the filing of this Final Order.

Pursuant to Section 120.59, Florida Statutes, the parties are hereby notified that they may appeal this Final Order by filing one copy of a notice of appeal with the clerk of the agency and by filing the filing fee and one copy of a notice of appeal with the District Court of Appeal within 30 days of the date this order is filed, as provided in Chapter 120, Florida Statutes, and the Florida Rules of Appellate Procedure.

DONE AND ORDERED this 23 day of Aug, 1986.

BOARD OF MEDICAL EXAMINERS


WILLIAM P. BRUNNER, M.D.
Chairman

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by certified mail to ALBERTO A. DE LA TORRE, 8025 Baymeadows Circle, East, Apartment 1903, Jacksonville, Florida 32216 and by hand delivery to Stephanie A. Daniel, Esquire, Department of Professional Regulation, 130 North Monroe Street, Tallahassee, Florida 32301, at or before 5:00 P.M., this 23 day of September, 1986.



STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION
BOARD OF MEDICAL EXAMINERS

DEPARTMENT OF PROFESSIONAL
REGULATION,

Petitioner,

vs.

CASE NO. 0067175

ALBERTO DE LA TORRE, M.D.,

Respondent.

ADMINISTRATIVE COMPLAINT

COMES NOW the Petitioner, Department of Professional Regulation, hereinafter referred to as "Petitioner," and files this Administrative Complaint before the Board of Medical Examiners against Alberto de la Torre, 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 20.30, 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 0011115. Respondent's last known address is 8025 Baymeadows Circle East, Apartment 1903, Jacksonville, Florida 32216.

COUNT ONE

3. On December 31, 1981, Respondent's license to practice medicine expired and subsequently was placed in an inactive status. Respondent took no steps to renew his license until December 1985. During this period of time, Respondent continued to practice medicine in the State of Florida without an active license.

4. Based on the foregoing allegations, Respondent is in violation of Section 458.327(1)(a) and Sections 458.331(1)(h)

and (x), Florida Statutes, in that he is guilty of the practice of medicine or an attempt to practice medicine without an active license, and therefore is guilty of failing to perform any statutory or legal obligation placed upon a licensed physician and guilty of violating any provisions of Chapter 458, 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.

WHEREFORE, Petitioner respectfully requests the Board of Medical Examiners to 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 8 day of April, 1986.

Fred Roche
FRED ROCHE, Secretary
Department of Professional Regulation

COUNSEL FOR DEPARTMENT:

Cecilia Bradley, Staff Attorney
Department of Professional
Regulation
130 North Monroe Street
Tallahassee, Florida 32301
(904) 488-0062

JWL/tal

PCP:

FILED
DEPARTMENT OF PROFESSIONAL REGULATION
Melinda Sivagner
CLERK
DATE April 9, 1986