

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION

BOARD: Osteopathic Medical Examiners
CASE NUMBER: 0083920
COMPLAINT MADE BY: DPR
DATE COMPLAINT RECEIVED: April 24, 1987
COMPLAINT MADE AGAINST: Charles E. Curtis, D.O.
Lake Park Medical Center
310 U.S. Highway 1
Lake Park, Florida 33403
REVIEWED BY: David L. Milford/ASC
STAFF RECOMMENDATION: DISMISS (PL-99)

CLOSING ORDER

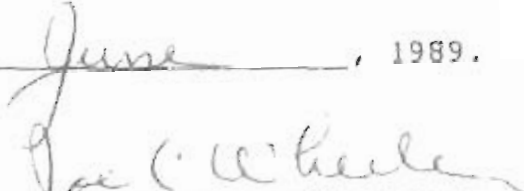
THE COMPLAINT: Complainant alleges that the Subject of the investigation failed, upon request of patient, to furnish copies of the patient's medical treatment records.

THE FACTS: Although initial investigation substantiated the allegations, initially, Respondent failed to release medical treatment records concerning patient J. H. at J. H.'s request. On or about November 11, 1987, a Department investigator was informed by an employee of Respondent that their office was unable to locate patient J. H.'s medical records. However, on or about October 26, 1988, Respondent located and released patient J. H.'s medical records, as evidenced by (1) receipt of same by the Complaints Division on or about October 31, 1988, and (2) Respondent's affidavit concerning same on or about March 1, 1989.

THE LAW: Based on the foregoing, there is insufficient evidence to support a finding of probable cause that a violation of Chapter 459, Florida Statutes, or the rules promulgated thereunder has occurred.

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

DONE and ORDERED this 16 day of June, 1989.



CHAIRMAN, PROBABLE CAUSE PANEL
BOARD OF MEDICINE

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION
BOARD OF OSTEOPATHIC MEDICAL EXAMINERS

DEPARTMENT OF PROFESSIONAL
REGULATION,

Petitioner,

vs.

CHARLES E. CURTIS, D.O.,

Respondent.

CASE NO. 0083920

ADMINISTRATIVE COMPLAINT

COMES NOW, the Petitioner, Department of Professional Regulation, hereinafter referred to as "Petitioner", and files this Administrative Complaint against Charles E. Curtis, D.O., hereinafter referred to as "Respondent", and alleges:

1. Petitioner, Department of Professional Regulation, is the state agency charged with regulating the practice of osteopathic medicine pursuant to Section 20.30, Florida Statutes; Chapter 455, Florida Statutes; and Chapter 459, Florida Statutes.

2. Respondent is, and has been at all times material hereto, a licensed osteopathic physician in the State of Florida, having been issued license number OS 0003592. Respondent's last known address is Lake Park Medical Center, 310 U.S. Highway #1, Lake Park, Florida 33403.

3. From on or about October 9, 1985, until on or about May 6, 1986, Respondent was the treating physician for patient J.H.

4. From on or about March 19, 1986, until the present, Respondent failed upon numerous requests from patient J.H. and the Department of Professional Regulation acting on behalf of patient J.H., to release all medical treatment records concerning patient J.H.

5. On or about November 11, 1987, a Department of Professional Regulation investigator was informed by Delores Pisarki, an employee of Respondent, that their office was unable to locate patient J.H.'s medical records.

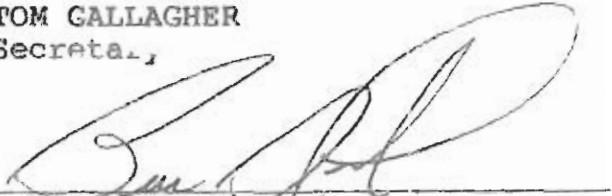
6. Respondent failed, upon request of patient J.H., to furnish copies of her medical treatment records.

7. Based on the foregoing, Respondent violated Section, 459.015(1)(g), Florida Statutes, by failing to perform any statutory or legal obligation placed upon a licensed osteopathic physician, by violating Section 455.241, Florida Statutes, requiring health practitioner's licensed pursuant to Chapter 459 to furnish copies of patient medical treatment records upon request.

WHEREFORE, Petitioner respectfully requests the Board of Osteopathic Medical Examiners to enter an Order imposing one or more of the following penalties: revocation of 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 28th day of JUNE, 1988.

TOM GALLAGHER
Secretary


By: Bruce D. Lamb
Chief Attorney
Medical Section

↳ COUNSEL FOR DEPARTMENT

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LS/WS/dpb
04/14/88

PCP: 6-25-88
Riviera / [unclear]

FILED
Department of Professional Regulation
AGENCY CLERK
CLERK Melinda H. Wagoner
DATE 6/29/88