

12-22-99

Final Order No. DOH-00-0439-^{FOE}-MOA Date 3/13/00

**STATE OF FLORIDA
BOARD OF NURSING**

FILED
Department of Health
Angela Hall, AGENCY CLERK
By: Vicki R. Ellison
Deputy Agency Clerk
MC-6105

SYLEM MAY FEARON,

DOAH Case No: 99-2121

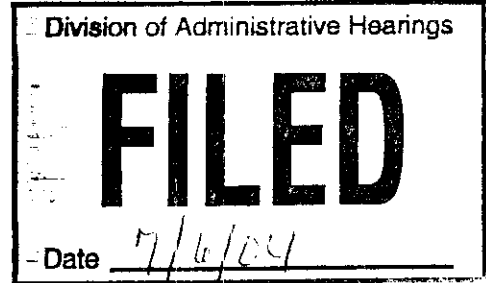
Petitioner,

AT

vs.

**DEPARTMENT OF HEALTH,
BOARD OF NURSING,**

Respondent.



FINAL ORDER

THIS MATTER came before the Board of Nursing (hereinafter "the Board") for final action pursuant to Section 120.57(1)(j), Florida Statutes, at a duly-noticed public meeting held on February 10, 2000, in Destin, Florida, for the purpose of considering the Recommended Order issued by the Administrative Law Judge in the above-styled case. The Petitioner was not represented and did not appear. The Respondent was represented by Lee Ann Gustafson, Assistant Attorney General.

After a review of the complete record in this matter, including consideration of the Administrative Law Judge's Recommended Order, a copy of which is attached hereto as Exhibit A, the Board makes the following findings and conclusions.

FINDINGS OF FACT

1. The Administrative Law Judge's findings of fact in paragraphs 1 through 18 are hereby approved, adopted and incorporated herein.
2. There is competent, substantial evidence to support the Administrative Law Judge's findings of fact as adopted by the Board.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over this matter pursuant to the provisions of Sections 120.569 and 120.57(1) and Chapter 464, Florida Statutes.

2. The Administrative Law Judge's conclusions of law in paragraphs 19 through 25 are hereby approved, adopted and incorporated herein.

3. There is competent substantial evidence to support the Administrative Law Judge's conclusions of law as adopted by the Board.

4. There is competent substantial evidence to support the Board's findings and conclusions.

RECOMMENDATION

IT IS THEREFORE ORDERED AND ADJUDGED:

That the recommendation of the Administrative Law Judge is approved. The Board of Nursing hereby enters a Final Order denying Petitioner's application for licensure by endorsement.

DONE AND ORDERED this 24th day of February, 2000.

BOARD OF NURSING



Willie Edwards, CRNA, Chairman

NOTICE OF RIGHT TO JUDICIAL REVIEW UNLESS WAIVED

Pursuant to Section 120.569, Florida Statutes, any substantially affected person is hereby notified that they may appeal this Final Order by filing one copy of a Notice of Appeal with the clerk of the Department of Health and by filing the filing fee and one copy of the Notice of Appeal with the District Court of Appeal within 30 days of the date of this Final Order is filed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to Sylem May Fearon, 7019 Hiawassee Oak Drive, Orlando, Florida 32818 and Mary Clark, Administrative Law Judge, Division of Administrative Hearings, the DeSoto Building, 1230 Apalachee Parkway, Tallahassee, FL 32399-3060 and by inter-office mail to Lee Ann Gustafson, Assistant Attorney General, Office of the Attorney General, The Capitol, Plaza Level 01, Tallahassee, Florida 32399-1050, this ____ day of _____, 2000.

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