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4-6-00

STATE OF FLORIDA
BOARD OF CLINICAL LABORATORY PERSONNEL

Division of Administrative Hearings

FILED

Date 7/6/04

Final Order No. DOH-00-0949- FOF -MOA Date 6/15/00

DEPARTMENT OF HEALTH, BOARD OF
CLINICAL LABORATORY PERSONNEL,

FILED
Department of Health
Angela Hall, AGENCY CLERK
By: Rena Combo
Deputy Agency Clerk

Petitioner,

AT

vs.

DOAH CASE NO.: 00-0202
AHCA CASE NO.: JC 99-55932
LICENSE NO.: JC 10663

STEVEN R. MOORE,

AHP - CLOS

Respondent.

FINAL ORDER

This matter came before the Board of Clinical Laboratory Personnel (hereinafter "the Board"), pursuant to §§ 120.569 and 120.57(1), Florida Statutes, at its duly noticed public meeting on April 27, 2000 - April 28, 2000, in Orlando, Florida, for a determination of whether to adopt the Findings of Fact and Conclusions of Law in the Recommended Order entered by the Administrative Law Judge presiding over this matter at the Division of Administrative Hearings. The Board was represented by Mary S. Miller, Assistant Attorney General at the April 27, 2000 - April 28, 2000 public meeting of the Board. The Department of Health (hereinafter "the Department") was represented by Larry Kranert, Senior Attorney for the Agency for Health Care Administration at the Division of Administrative Hearings and at the April 27, 2000 - April 28, 2000 public meeting of the Board. The Respondent, Steven R. Moore (hereinafter "Respondent"), represented himself in these proceedings. The Respondent did not appear at the April 27, 2000 - April 28, 2000 public meeting of the Board.

FINDINGS OF FACT

1. The Petitioner is licensed in the State of Florida as a Supervisor by the Board, License No.: JC 10663.

2. This disciplinary proceeding commenced after the Respondent received an Administrative Complaint dated October 29, 1999, alleging that he failed to comply with the Board's minimum requirements for Continuing Education.

3. On February 24, 2000, a formal administrative hearing was held before Arnold Pollock, an Administrative Law Judge of the Division of Administrative Hearings.

4. On April 6, 2000, the Administrative Law Judge issued his Recommended Order. Neither party filed exceptions to the Recommended Order.

5. After a review of the record in its entirety, it is concluded that the Findings of Fact numbered one through seven contained in the Recommended Order are supported by competent, substantial evidence. Therefore, they are adopted and incorporated as though fully set out in this Final Order. A copy of the Administrative Law Judge's Recommended Order is attached as Exhibit "A" and incorporated by reference in this Final Order.

CONCLUSIONS OF LAW

1. The Board has jurisdiction over the subject matter of and the parties to this proceeding, pursuant to Chapter 120, Florida Statutes.

2. Based review of the record in its entirety, the Administrative Law Judge's Conclusions of Law are supported by the law. Therefore, they are adopted and incorporated as thought fully set out in this Final Order. A copy of the Administrative Law Judge's Recommended Order is attached as Exhibit "A" and incorporated by reference in this Final Order.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law it is,

ORDERED that the Respondent's license as a clinical laboratory supervisor is
REPRIMANDED;

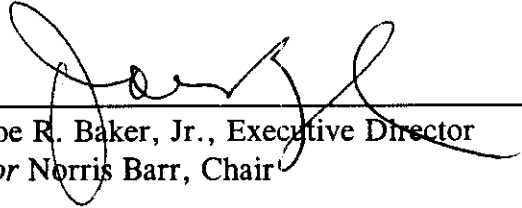
IT IS FURTHER ORDERED that the Respondent shall pay \$250.00 as an administrative fine for his violation of § 483.825(7), Florida Statutes and Rule 64B3-11.001(1), Florida Administrative Code to the Board's Executive Director within 30 days of the entry of this Final Order. If the Respondent fails to pay this administrative fine within 30 days of the entry of this Final Order, further disciplinary action may be taken against the Respondent's license.

IT IS FURTHER ORDERED that this Final Order shall be placed in and become a part of the Respondent's official records.

This Final Order shall become effective upon filing with the Clerk for the Department of Health.

DONE AND ORDERED, this 12 day of May, 2000.

BOARD OF CLINICAL LABORATORY
PERSONNEL



Joe R. Baker, Jr., Executive Director
for Norris Barr, Chair

NOTICE OF RIGHT TO APPEAL

**THIS ORDER CONSTITUTES FINAL AGENCY ACTION AND MAY BE
APPEALED BY ANY PARTY PURSUANT TO SECTION 120.68, FLORIDA
STATUTES, AND RULES 9.110 AND 9.190, FLORIDA RULES OF APPELLATE**

PROCEDURE, BY FILING A NOTICE OF APPEAL CONFORMING TO THE REQUIREMENTS OF RULE 9.110(D), FLORIDA RULES OF APPELLATE PROCEDURE, BOTH WITH THE APPROPRIATE DISTRICT COURT OF APPEAL, ACCOMPANIED BY THE APPROPRIATE FILING FEE, AND WITH THE DEPARTMENT'S CLERK OF AGENCY PROCEEDINGS, WITHIN THIRTY (30) DAYS OF RENDITION OF THIS ORDER.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct ope of the foregoing Final Order has been furnished by United States Mail to Steven R. Moore, 1735 Michigan Avenue Northeast, St. Petersburg, Florida 33703; Lawrence Kranert, Esquire, Attorney for Agency for Health Care Administration , P.O. Box 14229 Tallahassee, Florida 32317-4229, and Agency Clerk, Department of Health, Bin A02 2020 Capital Circle, Southeast, Tallahassee, Florida 32399-1701, this ____ day of _____ , 2000.

AMENDED CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Order has been provided by certified mail to Steven R. Moore, 1735 Michigan Avenue Northeast, St. Petersburg, Florida 33703, Steven R. Moore, 6301 Running River Place, Temple Terrace, Florida 33617, Lawrence Kranert, Esquire, Attorney for Agency for Health Care Administration, P.O. Box 14229, Tallahassee, Florida 32317-4229 and interoffice delivery to Agency Clerk, Department of Health, Bin A02, 2020 Capital Circle, Southeast, Tallahassee, Florida 32399-1701 at or before 5:00 p.m., this _____ day of _____, 2000.
