

4-12-01

Final Order No. DOH-01-1574-6F-MQA

FILED DATE - 9/20/01

Department of Health

By: 

Deputy Agency Clerk

**STATE OF FLORIDA
BOARD OF DENTISTRY**

**DEPARTMENT OF HEALTH,
BOARD OF DENTISTRY,**

Petitioner,

MICHAEL JEROME CLAIR,

Respondent.

vs. DOAH CASE NO.: 00-1517
AHCA CASE NO.: 99-59107

DMK-CLOS

AT

FINAL ORDER

THIS MATTER was heard by the Board of Dentistry pursuant to Sections 120.569 and 120.57(1), Florida Statutes, on August 17, 2001, in Tampa, Florida, for consideration of the Recommended Order (a copy of which is attached as Exhibit A) entered by the Honorable Daniel M. Kilbride, Administrative Law Judge, dated April 12, 2001 in the above captioned case. Petitioner was represented by Michael J. Cohen, Esq. Respondent was not present. Upon consideration of the Administrative Law Judge's Recommended Order, after review of the entire record and having been otherwise fully advised in its premises, the Board makes the following findings and conclusions.

FINDINGS OF FACT

1. The Administrative Law Judge's Findings of Fact are approved and adopted and are incorporated herein by reference.
2. There is competent, substantial evidence to support the Board's findings.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of the parties and subject matter of this case pursuant to Sections 120.569 and 120.57(1), Florida Statutes, and Chapter 466, Florida Statutes.
2. The Administrative Law Judge's Conclusions of Law are approved and adopted and are incorporated herein by reference.
3. There is competent, substantial evidence to support the Board's conclusions.

WHEREFORE, it is ORDERED AND ADJUDGED that Respondent's license to practice dentistry, DN 0010010 be and the same is hereby REVOKED.

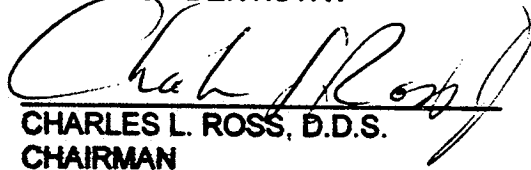
This Final Order becomes effective upon its filing with the Clerk for the Department of Health.

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 Department of Health and by filing a filing fee and one copy of a Notice of Appeal with the District Court of Appeal within thirty (30) days of the date this Final Order is filed.

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

DONE AND ORDERED this 17 day of September, 2001.

BOARD OF DENTISTRY


CHARLES L. ROSS, D.D.S.
CHAIRMAN

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been provided by U.S. Mail to Michael Jerome Clair, D.D.S., 6112 Raleigh Street, #1506, Orlando, FL 32835; to Michael Cohen, Esq., 517 SW First Avenue, Fort Lauderdale, FL 33301; to Jeff G. Peters, Esq., 1266 Paul Russell Road, Cedar Woods Office Center, Tallahassee, FL 32301-7103; to the Honorable Daniel Kilbride, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, FL 32399-3060 and by hand delivery/United States Mail to the Clerk, Department of Health and its Counsel this 20th day of September, 2001.

