

CR

12-18-01

Final Order No. DOH-02-0485- FOP-MQA

FILED DATE - 4/5/02
Department of Health

By: Vicki R. Kenan
Deputy Agency Clerk

**STATE OF FLORIDA
BOARD OF OSTEOPATHIC MEDICINE**

DEPARTMENT OF HEALTH,
Petitioner,

vs.

ALEXANDRA KONOWAL, D.O.,
Respondent.

AT

DOAH CASE NO.: 2001-2594PL
DOH CASE NO.: 2000-00833

SBC-1105

Division of Administrative Hearings

FILED

Date 7/6/04

FINAL ORDER

THIS MATTER was heard by the Board of Osteopathic Medicine pursuant to Sections 120.569 and 120.57(1), Florida Statutes, on March 16, 2002, in Fort Lauderdale, Florida, for consideration of the Recommended Order entered by Jeff B. Clark, Administrative Law Judge, dated December 18, 2001(a copy of which is attached as Exhibit A). Petitioner was represented by Richard Shoop, Senior Attorney. Respondent was represent by Bruce Stanley, Esq. Petitioner filed exceptions to the Recommended Order. A copy of said exceptions is attached to this Order. Respondent filed a response to said exceptions, a copy of which is also attached to this Order. At the hearing, Petitioner withdrew its exceptions, thereby eliminating the need for the Board to rule on the exceptions. 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

The Administrative Law Judge's Findings of Fact are approved and adopted and are incorporated herein by reference.

There is competent, substantial evidence to support the Board's findings.

CONCLUSIONS OF LAW

The Board has jurisdiction of the parties and subject matter of this case pursuant to

Sections 120.569 and 120.57, Florida Statutes, and Chapter 459, Florida Statutes.

The Administrative Law Judge's Conclusions of Law are approved and adopted and are incorporated herein by reference.

The Board ADOPTS the Administrative Law Judge's recommendation.

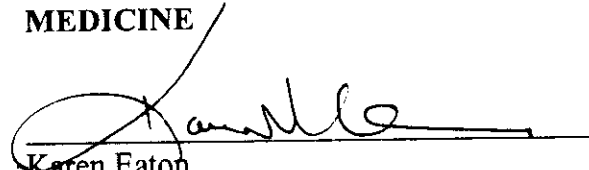
WHEREFORE, it is ORDERED AND ADJUDGED that the Administrative Complaint against Respondent be and the same is hereby DISMISSED.

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.

DONE AND ORDERED this 2 day of April, 2002.

**BOARD OF OSTEOPATHIC
MEDICINE**


Karen Eaton
Executive Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been furnished by U. S. Mail to Alexandra Konowal, D.O., 6091 South Point Blvd., Fort Myers, FL 33919; to Respondent's Counsel, Bruce M. Stanley, Esq., Henderson, Franklin, Starnes & Holt, 1715 Monroe Street, P.O. Box 280, Fort Myers, FL 33902-0280, and by hand delivery/United

States Mail to the Clerk, Department of Health and its Counsel, 4052 Bald Cypress Way, Bin
A02, Tallahassee, Florida 32399-1703, this 5th day of April, 2002.

Marie Webb