

STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED  
AHCA  
AGENCY CLERK

2010 NOV -8 A 10:45

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

Petitioner,

v.

HAMID BAGLOO, M.D.,

Respondent.

DOAH CASE NO. 08-4921MPI  
AUDIT NO. C.I. 07-4891-000

**FINAL ORDER ON REMAND FROM THE FIRST DCA**

On November 12, 2009, the Agency rendered a Corrected Final Order in this matter, modifying some of the findings of fact and conclusions of law in the Recommended Order, and ordering the Respondent to repay \$82,836.07 in Medicaid overpayments and imposing a \$3,000 fine.

On November 24, 2009, the Respondent appealed the Corrected Final Order to the First District Court of Appeal.

On October 19, 2010, the First District Court of Appeal issued a Mandate and Opinion reversing the Agency's Corrected Final Order, and ordering the Agency to enter a final order in accordance with the administrative law judge's recommended order.

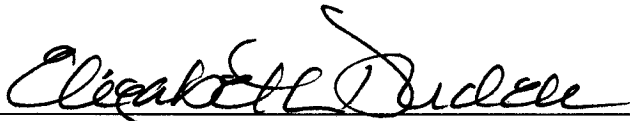
Based on the foregoing,

**IT IS THEREFORE ADJUDGED THAT:**

The Recommended Order is hereby adopted by the Agency in its entirety. Respondent is required to repay \$34,018.26 in Medicaid overpayments, plus statutory interest, to the Agency for paid claims covering the period from January 1, 2002 to August 31, 2006. However, the Agency will not impose a fine on the Respondent. Respondent shall make full payment of the

overpayment to the Agency for Health Care Administration within 30 days of the rendition of this Final Order. Respondent shall pay by check payable to the Agency for Health Care Administration and mailed to the Agency for Health Care Administration, Office of Finance and Accounting, 2727 Mahan Drive, Fort Knox Building 2, Mail Stop 14, Tallahassee, Florida 32308.

**DONE and ORDERED** this 5 day of November, 2010, in Tallahassee, Florida.

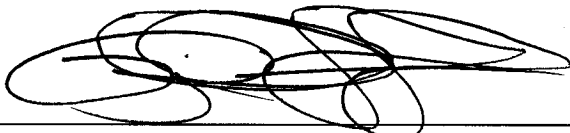
  
ELIZABETH DUDEK, Interim Secretary  
AGENCY FOR HEALTH CARE ADMINISTRATION

**NOTICE OF RIGHT TO JUDICIAL REVIEW**

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW, WHICH SHALL BE INSTITUTED BY FILING THE ORIGINAL NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A COPY ALONG WITH THE FILING FEE PRESCRIBED BY LAW WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE AGENCY MAINTAINS ITS HEADQUARTERS OR WHERE A PARTY RESIDES. REVIEW PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA APPELLATE RULES. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF THE RENDITION OF THE ORDER TO BE REVIEWED.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Final Order has been furnished by U.S. or interoffice mail to the persons named below on this 8<sup>th</sup> day of November, 2010.

  
RICHARD J. SHOOP, Agency Clerk  
Agency for Health Care Administration  
2727 Mahan Drive, MS #3  
Tallahassee, Florida 32308  
(850) 412-3630

COPIES FURNISHED TO:

Honorable R. Bruce McKibben  
Administrative Law Judge  
Division of Administrative Hearing  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060

Tracie L. Hardin, Esquire  
Assistant General Counsel  
Agency for Health Care Administration  
2727 Mahan Drive, MS #3  
Tallahassee, Florida 32308

Hamid Bagloo, M.D.  
521 East Central Avenue  
Winter Haven, Florida 33880

William M. Furlow, Esquire  
Grossman, Furlow & Bayó, LLC  
1408 North Piedmont Way  
Tallahassee, Florida 32308

Medicaid Program Integrity  
Agency for Health Care Administration  
2727 Mahan Drive, MS #4  
Fort Knox Building III  
Tallahassee, Florida 32308

Henry Evans  
Finance & Accounting