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STATE OF FLORIDA
BOARD OF DENTISTRY

Final Order No. DOH-11-2290-^{HDF}-MQA
FILED DATE - 9-8-11
Department of Health
By: Angel Saucedo
Deputy Agency Clerk

DEPARTMENT OF HEALTH,

Petitioner,

vs.

Case No.: 2009-13066

License No.: DN 10746

FRANCISCO FONTE, D.D.S.,

Respondent.

_____ /

FINAL ORDER

THIS CAUSE came before the Board of Dentistry (Board) pursuant to Sections 120.569 and 120.57(1), Florida Statutes, at a duly-noticed public meeting on August 12, 2011, in Tampa, Florida, for consideration of the Administrative Law Judge's Recommended Order (attached hereto as Exhibit A) in the above-styled cause. Petitioner was represented by Wayne Mitchell, Assistant General Counsel. Respondent was present and represented by counsel, Orlando Rodriguez-Rams, Esquire.

Upon review of the Recommended Order, the argument of the parties and after a review of the complete record in this case, the Board makes the following findings and conclusions:

RULINGS ON EXCEPTIONS

Petitioner withdrew the exceptions that were filed; therefore, the exceptions were not entertained by the Board.

FINDINGS OF FACT

1. The findings of fact set forth in the Recommended Order are approved and adopted and incorporated herein by reference.
2. There is competent, substantial evidence to support the findings of fact.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter pursuant to Section 120.57(1), Florida Statutes, and Chapter 466, Florida Statutes.
2. The conclusions of law set forth in the Recommended Order are approved and adopted and incorporated herein by reference.
3. There is competent, substantial evidence to support the conclusions of law.

DISPOSITION

Upon a complete review of the record in this case, the Administrative Law Judge's Recommendation is approved and adopted by the Board in its entirety.

WHEREFORE, IT IS HEREBY ORDERED and ADJUDGED that:

The Administrative Complaint against Respondent, Francisco Fonte, D.D.S., is
DISMISSED.

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

DONE AND ORDERED this 8 day of September, 2011.

BOARD OF DENTISTRY

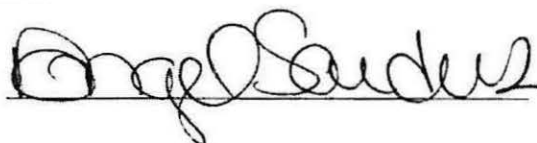
Cynthia Ritter for
Sue Foster
Executive Director *on behalf of*
Thad Morgan, D.M.D. CHAIR

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF HEALTH AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to **Francisco E. Fonte, D.D.S.**, 18710 Wentworth Drive, Miami Lakes, Florida 33015; **Orlando Rodriguez-Rams, Esq.**, 9192 Coral Way, Suite 201, Miami, FL 33165; and by interoffice mail to **David Flynn**, Assistant Attorney General, Office of the Attorney General, PL-01, The Capitol, Tallahassee, Florida 32399-1050; **Wayne Mitchell**, Assistant General Counsel, Department of Health, 4052 Bald Cypress Way, Bin # C-65, Tallahassee, Florida 32399-3265
this 8th day of September, 2011.



Deputy Agency Clerk

From: Ritter, Cynthia
Sent: Thursday, September 08, 2011 11:53 AM
To: Barton, Angela
Subject: FW: Delegation of authority

From: Foster, Sue
Sent: Tuesday, September 06, 2011 1:49 PM
To: Pasley, Cassandra
Cc: DL MQA Board of 491/Dentistry/Opticianry/HearingAid/AthleticTraining; Sanders, Sylvia (MQA); Robison, Helaine
Subject: Delegation of authority

I will be out of the office tomorrow, Wednesday, September 7th through Friday, September 9th. The following are delegated authority:

Wednesday and Thursday - Cindy Ritter, Program Administrator
Friday - Dee Ramer, Regulatory Supervisor

Susan J. Foster, Executive Director
Department of Health-Medical Quality Assurance
850/245-4474-telephone
850/921-5389-fax

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Mission: To protect and promote the health of all residents and visitors in the state through organized state and community efforts, including cooperative agreements with counties.

Vision: A healthier future for the people of Florida.

Purpose: To protect the public through health care licensure, enforcement and information.

Focus: To be the nation's leader in quality health care regulation.

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request.

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