

STATE OF FLORIDA
BOARD OF MEDICINE

Final Order No. DOH-13-0236-~~FOF~~-MQA

FILED DATE **FEB 12 2013**

Department of Health

By: Angel Sanders
Deputy Agency Clerk

LUCY ELLEN MOLLAN,

PETITIONER,

VS.

DOAH Case No. 12-0135

DEPARTMENT OF HEALTH,
BOARD OF MEDICINE, DIETETICS
AND NUTRITION PRACTICE COUNCIL,

RESPONDENT.

FINAL ORDER

This case came before the BOARD OF MEDICINE (Board) pursuant to Sections 120.569 and 120.57(1), Florida Statutes, on October 12, 2012, in Florida for the purpose of considering the Administrative Law Judge's Recommended Order (a copy of which is attached hereto as Exhibit A) in the above styled cause. Neither Petitioner, nor her attorney, Derek B. Brett, was present. Respondent was represented by Lynette Norr, Assistant Attorney General.

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

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 468, Florida Statutes.
2. The conclusions of law set forth in the Recommended Order are approved and adopted and incorporated herein by reference.

CONCLUSION

Based upon the complete review of the record in this case, the Board adopts the recommendation of the Administrative Law Judge as ACCEPTED.

WHEREFORE IT IS HEREBY ORDERED AND ADJUDGED:

Respondent's application for licensure by examination as a dietitian/nutritionist in the State of Florida is DENIED.

DONE AND ORDERED this 12th day of February 2013.

BOARD OF MEDICINE



Allison M. Dudley, Executive Director for
Jason Rosenberg, MD, 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.

COPIES FURNISHED:

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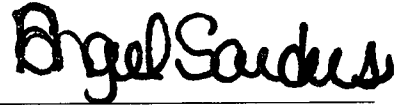
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing FINAL ORDER has been sent by U.S. Mail, inter-office mail or by hand delivery to each of the above-named persons this 12th day of February 2013.



Deputy Agency Clerk
Department of Health
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