

FILED DATE DEC 21 2017  
Department of Health

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Secretary Agent Clerk

**STATE OF FLORIDA  
THE FLORIDA BOARD OF DENTISTRY**

DEPARTMENT OF HEALTH PETITIONER,	CASE NO.: 2016-09999
JUAN FRANCISCO SANCHEZ, RDH., RESPONDENT.	DOAH CASE NO.: 17-2747PL
	LICENSE NO. : DH 16819

**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 November 17, 2017, in Kissimmee, Florida. The purpose of the cause was for consideration of the Honorable J. Lawrence Johnston's Recommended Order issued on September 19, 2017 (attached hereto as Exhibit "A") and Petitioner's Exception that was timely filed (attached hereto as Exhibit "B"). Petitioner was represented by John Wilson, Assistant General Counsel. Neither the Respondent nor the Respondent's counsel were present.

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

**RULING ON EXCEPTION**

Petitioner takes exception to paragraph 16 of the Recommended Order. The exception is granted. It appears that there was a typographical error as related to the year listed in the first sentence of the paragraph. The board incorporates the factual and legal basis in the Petitioner's Exception to Finding of Fact in Recommended Order for the basis of granting the exception.

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ADMINISTRATIVE HEARINGS

Therefore, the date of February 18, 2015, in the first sentence of the paragraph, is modified to February 18, 2016.

#### FINDINGS OF FACT

1. There is competent, substantial evidence to support the Findings of Fact made in the Recommended Order.
2. Accordingly, the Findings of Fact set forth in the Recommended Order are hereby approved, adopted, and incorporated by reference as the Findings of Fact of the Board.

#### CONCLUSIONS OF LAWS

1. The Board has personal and subject matter jurisdiction of this cause pursuant to sections 120.569; 120.57(1); and Chapter 466, Florida Statutes.
2. The Board does not find a more reasonable interpretation of the law than that which was found by the Administrative Law Judge.
3. Accordingly, the Conclusions of Law set forth in the Recommended Order are approved, adopted and incorporated herein by reference.

#### VIOLATION, PENALTY, AND COSTS

##### *VIOLATION*

Upon a complete review of the record in this case, the Findings of Facts and Conclusions of Law, the Administrative Law Judge's Recommendation is **ACCEPTED**.

**WHEREFORE**, it is hereby **ORDERED** and **ADJUDGED** that the Respondent is found in **VIOLATION** of Section 456.072(1)(v), Florida Statutes, by violating Section 456.063(1), Florida Statutes.

*PENALTY*

Upon a complete review of the record in this case, the Findings of Fact and Conclusions of Law, the Administrative Law Judge's Recommendation is **ACCEPTED**

**WHEREFORE**, it is hereby **ORDERED** and **ADJUDGED** that:

1. The Respondent's license is permanently revoked; and
2. The Respondent shall pay an administrative fine in the amount of \$2,500 within one (1) year of the effective date of this Final Order. The fine shall be paid by money order or cashier's check.

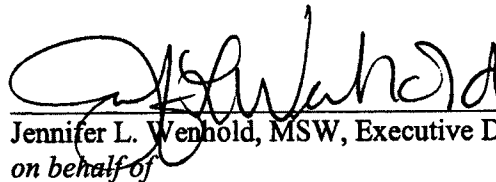
*MOTION TO ASSESS COSTS*

Upon a complete review of the Petitioner's Motion to Access Costs, it is hereby **ORDERED** and **ADJUDGED**, that the Motion to Access Costs is hereby **DENIED** and **DISMISSED**, with prejudice. Accordingly, Respondent shall not be assessed any costs in the above styled cause.

DONE AND ORDERED this 20<sup>th</sup> day of December, 2017.

THIS FINAL ORDER shall become effective upon being filed with the Clerk for the Florida Department of Health.

BOARD OF DENTISTRY



Jennifer L. Wenhold, MSW, Executive Director  
*on behalf of*  
Catherine Cabanzon, RDH  
Chair of the Board of Dentistry

**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 Certified Mail to **Juan Francisco Sanchez**, 12420 Crooked Creek Lane, Fort Myers, Florida 33913 ; **Juan C. Santos, Esquire**, 4000 Hollywood Boulevard, Suite 555, Hollywood Florida 33021; and via U.S. Mail to **Honorable J. Lawrence Johnston**, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060; and by Electronic Mail to **John Wilson**, Assistant General Counsel, [john.wilson@flhealth.gov](mailto:john.wilson@flhealth.gov) ; and by electronic mail to **David D. Flynn**, Assistant Attorney General, [david.flynn@myfloridalegal.com](mailto:david.flynn@myfloridalegal.com) this 21<sup>st</sup> day of December, 2017.

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|||...  
Juan Francisco Sanchez  
12420 Crooked Creek Lane  
Fort Myers, FL 33913  
Certified Article Number  
9414 7266 9904 2104 0986 81  
SENDER'S RECORD

*Angel Sanders*  
**Deputy Agency Clerk**

②  
|||...  
Juan Francisco Sanchez  
c/o Juan C. Santos, Esq.  
4000 Hollywood Blvd.  
Suite 555  
Certified Article Number  
9414 7266 9904 2104 0986 74  
SENDER'S RECORD

Reg. Mail to ③  
J. Lawrence Johnston