

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION

BOARD: Medicine
CASE NUMBER: 91-02923
COMPLAINT MADE BY: DPR
DATE COMPLAINT RECEIVED: February 28, 1991
COMPLAINT MADE AGAINST: Michelle Bauer, M.D.
360 N.E. 85th Street
Miami, Florida 33138
REVIEWED BY: Lynne A. Quimby-Pennock/BG
STAFF RECOMMENDATION: CLOSE (PL-06)

CLOSING ORDER

THE COMPLAINT: Complainant alleges that the Subject of the investigation failed to register with the Board of Medicine prior to dispensing medications, and thereby failed to perform a statutory or legal obligation placed on her as a licensed physician.

THE FACTS: Investigation substantiated the allegations. Pursuant to Section 465.0276(2)(a), Florida Statutes, a practitioner who dispenses medicinal drugs for human consumption for a fee or remuneration of any kind, whether direct or indirect, must register with his professional licensing board as a dispensing practitioner.

On or about February 21, 1991, a Department inspection of the Edison Family Health Center, in Miami, Florida, discovered that the Subject was dispensing medications for remuneration without being registered as a dispensing practitioner with the Board of Medicine.

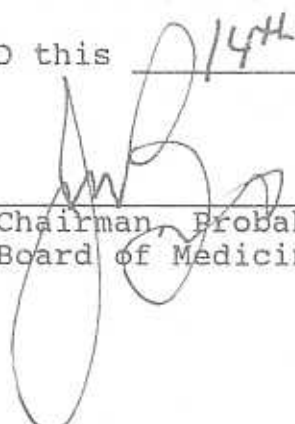
On or about April 2, 1991, during an interview, the Subject stated she was unaware of the Dispensing Program and the steps needed to register for the program.

As of on or about May 31, 1991, the Subject is now registered as a dispensing practitioner with the Board of Medicine.

THE LAW: Based on the foregoing, there is sufficient evidence to support a finding of probable cause to believe that Subject violated the provisions of Section 458.331(1)(g), Florida Statutes. However, under the aforesaid circumstances, this case should be closed with a Letter of Guidance.

It is, therefore, ORDERED that this case should be and the same is hereby CLOSED with a Letter of Guidance.

DONE and ORDERED this 14th day of August, 1991.



Chairman, Probable Cause Panel
Board of Medicine

LAQP/tb