

STATE OF FLORIDA
DEPARTMENT OF PROFESSIONAL REGULATION
BOARD OF MEDICINE

DEPARTMENT OF PROFESSIONAL
REGULATION,

PETITIONER,

vs.

CASE NO. 9301640

JOHN CLARENCE WOHLRABE, M.D.,

RESPONDENT.

ADMINISTRATIVE COMPLAINT

COMES NOW the Petitioner, Department of Professional Regulation, hereinafter referred to as "Petitioner," and files this Administrative Complaint before the Board of Medicine against JOHN CLARENCE WOHLRABE, M.D. hereinafter referred to as "Respondent," and alleges:

1. Petitioner is the state agency charged with regulating the practice of medicine pursuant to Section 20.30, Florida Statutes; Chapter 455, Florida Statutes; and Chapter 458, Florida Statutes.

2. Respondent is and has been at all times material hereto a licensed physician in the State of Florida, having been issued license number ME 0043007. Respondent's last known address is 2950 Quentin Avenue South, St. Louis Park, Minnesota, 55416.

3. Respondent has been Board certified in psychiatry since 1967.

4. On or about March 19, 1993 the Minnesota Board of Medical Practice suspended Respondent's license to practice medicine

indefinitely, after Respondent was arrested and adjudicated guilty of driving under the influence of alcohol.

5. Respondent's license is currently under suspension in the State of Florida.

6. Respondent failed to notify the Florida Board of Medicine that his license had been suspended by another jurisdiction.

7. Pursuant to Section 458.331(1)(kk), Florida Statutes, Respondent is required to notify the Florida Board of Medicine within thirty (30) days if action is taken against his license in another jurisdiction.

COUNT ONE

8. Petitioner realleges and incorporates paragraphs one (1) through seven (7) as if fully set forth herein this Count One.

9. Respondent is guilty of having a license or the authority to practice medicine revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of any jurisdiction, including its agencies or subdivisions, in that Respondent's license was suspended on or about March 29, 1992, by the Minnesota Board of Medical Practice.

10. Based on the preceding allegations, Respondent has violated Section 458.331(1)(b), Florida Statutes, by having a license or the authority to practice medicine revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of any jurisdiction, including its agencies or subdivisions. The licensing authority's acceptance of a physician's relinquishment of a license, stipulation, consent

order, or other settlement, offered in response to or in anticipation of the filing of administrative charges against the physician's license, shall be construed as action against the physician's license.

COUNT TWO

11. Petitioner realleges and incorporates paragraphs one (1) through seven (7) and nine (9) as if fully set forth herein this Count Two.

12. Respondent is guilty of failing to report to the board, in writing, within 30 days if action as defined in Section 458.331(1)(b) has been taken against one's license to practice medicine in another state, territory, or country, in that Respondent failed to notify the Board, in writing or otherwise, that his license had been suspended by the Minnesota Board of Medical Practice.

13. Based on the preceding allegations, Respondent has violated Section 458.331(1)(kk), Florida Statutes, by failing to report to the board, in writing, within 30 days if action as defined in paragraph (b) has been taken against one's license to practice medicine in another state, territory, or country.

WHEREFORE, the Petitioner respectfully requests the Board of Medicine enter an Order imposing one or more of the following penalties: revocation or suspension of the Respondent's license, restriction of the Respondent's practice, imposition of an administrative fine, issuance of a reprimand, placement of the

Respondent on probation, and/or any other relief that the Board
deems appropriate.

SIGNED this 3 day of June, 1993.


George Stuart, Secretary


Larry G. McPherson, Jr.
Chief Medical Attorney

COUNSEL FOR DEPARTMENT:

Larry G. McPherson, Jr.
Chief Medical Attorney
Department of Professional Regulation
1940 North Monroe Street
Tallahassee, Florida 32399-0750
Florida Bar #788643
LGM/hrb
PCP: May 19, 1993
Dauer, Diblan, Katims

FILED

Department of Professional Regulation

DEPUTY CLERK

CLERK 

DATE 6-3-93

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
BOARD OF MEDICINE

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,

Petitioner,

v.

DBPR CASE NO. 93-01640

JOHN C. WOHLRABE, M.D.,

Respondent.

VOLUNTARY RELINQUISHMENT OF LICENSE

To avoid the necessity of further administrative proceeding in this case, the Respondent herein files this voluntary relinquishment of his license to practice as a physician in the State of Florida, with the provision that the Respondent agrees never again to apply for licensure as a physician in the State of Florida.

When relinquishments are offered to the Board of Medicine to avoid further administrative prosecution, this is considered to be disciplinary action against the Respondent's license to practice medicine in the State of Florida. As such, any and all disciplinary actions taken by the Board of Medicine are reported to the Federation of State Medical Boards and the National Practitioner Data Bank.

Upon the Board's adoption of this Relinquishment, Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review of or to otherwise challenge or contest the validity of the Relinquishment and the Final Order of the Board incorporating said Relinquishment.

Upon the Board's adoption of this Relinquishment, the parties hereby agree that each party will bear his own attorney's fees and costs resulting from prosecution or defense of this matter. Respondent waives the right to seek any attorney's fees or costs from the Department in connection with this matter.

This Relinquishment is executed by the Respondent for the purpose of avoiding further administrative action with respect to this cause. In this regard, Respondent authorizes the Board of review and examine all investigative file materials concerning Respondent prior to or in conjunction with consideration of the Relinquishment. Furthermore, should this Relinquishment not be accepted by the Board, it is agreed that presentation to and consideration of this Relinquishment and other documents and matters by the Board shall not unfairly or illegally prejudice the Board or any of its members from further participation, consideration or resolution of these proceedings.

DATED this 16 day of December, 1993.

John C. Wohlrabe MD
John C. Wohlrabe, M.D.

STATE OF FLORIDA MINNESOTA

COUNTY OF: Hennepin

Before me, personally appeared JOHN C. WOHLRABE MD, whose identity is known to me by Business License (type of identification) and who, under oath, acknowledges that his/her signature appears above.

Sworn to and subscribed before me this 16th day of December, 1993.

Patricia J. Jorgensen
NOTARY PUBLIC

My Commission Expires:

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
BOARD OF MEDICINE

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,

Petitioner,

v.

JOHN C. WOHLRABE, M.D.,

Respondent.

Final Order No. BPR-94-0000690

Date 2-10-94

FILED BY AGENCY CLERK

Dept. of Business and Professional Regulation
Sarah Wachman, Agency Clerk

By Sarah Wachman

DBPR CASE NUMBER: 93-01640
LICENSE NUMBER: ME 0043007

FINAL ORDER

THIS CAUSE came before the Board of Medicine (Board) in Tampa, Florida, on February 5, 1994, for the purpose of considering Respondent's offer to voluntarily relinquish his license to practice medicine in the State of Florida. (attached hereto as Exhibit A.) Said written offer of relinquishment specifically provides: "Respondent agrees never again to apply for licensure as a physician in the State of Florida."

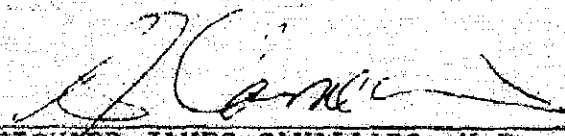
Upon consideration of the written offer of voluntary relinquishment, the charges, and the other documents of record, and being otherwise fully advised in the premises,

IT IS HEREBY ORDERED,

That Respondent's Voluntary Relinquishment of his license to practice medicine in the State of Florida is hereby ACCEPTED.

DONE AND ORDERED this 5 day of February, 1994.

BOARD OF MEDICINE


RICHARD JAMES CAVALLARO, M.D.
VICE CHAIRMAN

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by certified mail to John C. Wohlrabe, M.D., 2950 Quentin Avenue South, St. Louis, Minnesota 63116 and by interoffice delivery to Larry G. McPherson, Jr., Chief Medical Attorney, Department of Professional Regulation, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0792, at or before 5:00 P.M., this 11th day of February, 1994.



MARM M. HARRIS, Ph.D.
Executive Director