



FILED
 DEPARTMENT OF HEALTH
 DEPUTY CLERK
 CLERK *Nicole Smyth*
 DATE 9/23/04
 John O. Agwunobi, M.D., M.B.A.
 Secretary

Jeb Bush
 Governor

**UNIFORM NON-DISCIPLINARY CITATION
 BOARD OF MEDICINE**

| | |
|------------------------------------|---|
| Issued to: <u>Carol Marie Birt</u> | Citation Number: <u>200421660</u> |
| <u>5510 Governors Drive</u> | Case Number: <u>2004216601</u> |
| <u>Ft. Myers, FL 33907</u> | Date of Violation: <u>April 6, 2004</u> |
| License Number: <u>88874</u> | Profession: <u>1501</u> |

Pursuant to Section 456.077 F.S., the undersigned hereby certifies that he/she has probable cause to believe that on April 6, 2003 the above referenced subject did violate the following provision(s) of law Section 456.033, F.S. and Rule 64B8-13.006(1), F.A.C., Section 456.013(7), F.S. and Section 456.072(1)(s), F.S. pursuant to 458.331(1)(nn), F.S., by committing the following act(s): **Failure to document the required CME education requirements of 2 hours of Prevention of Medical Errors, 3 hours HIV/AIDS, and 1 hour of Domestic Violence by April 6, 2004.** Pursuant to Rule 64B8-8.017(3) 4., F.A.C. Code, the Board/Department has set the following penalty for violation of the aforesaid provision: **\$1,000.00 plus costs in the amount of \$89.00 and within 12 months of the date of this citation submit certified documentation of all CME requirements for the period for which the citation was issued. Prior to renewing the license for the next biennium, Respondent must document compliance with the CME requirements for the relevant period.**

Total amount due \$1,089.00

On behalf of: John O. Agwunobi M.D., M.B.A. Secretary

ISSUED this 17th day of January 2004

by: *Sandy Condo*
 Sandy Condo, Government Analyst I

If you do not dispute the citation within, thirty (30) days of service, the citation will automatically be filed as a final order of the board but will not be considered disciplinary action against your license. If you accept this citation, it will be filed as a final order and total payment of fine and cost is due thirty (30) days from the date the citation is filed and becomes a final order. In order to dispute this citation you must do so in writing. Send the written dispute and a copy of the citation by certified mail to the following address:

Department of Health, Consumer Services Unit
 4052 Bald Cypress Way Bin C#75
 Tallahassee Florida 32399-3275

You may elect to have these charges prosecuted as a disciplinary action according to section 456.073 Florida Statutes, rather than accept this citation. In the event that you elect to have these charges prosecuted pursuant to section 456.073 Florida Statutes, the case will be presented to the appropriate probable cause panel or the Department for a determination of probable cause. Please understand that if you choose this option, any penalties imposed by the board will be counted as discipline

PLEASE CHECK ONE OF THE FOLLOWING AND SIGN:

- (1) I CHOOSE TO ACCEPT THE NON-DISCIPLINARY CITATION
- (2) I CHOOSE NOT TO ACCEPT THE NON-DISCIPLINARY CITATION AND WISH TO HAVE THIS CASE PROSECUTED UNDER SECTION. 456.073, FLORIDA STATUTES.

Signed: _____ Date: _____

PLEASE READ THE INFORMATION ON THE REVERSE SIDE OF THIS FORM

**IMPORTANT INFORMATION REGARDING
COMPLIANCE WITH THIS NON-DISCIPLINARY CITATION**

This citation automatically becomes a final order of the board if you do not dispute the citation within thirty (30) days of the date the citation was served. All fines and costs are due thirty (30) days from the date the citation becomes a final order. Please attach a copy of the citation with your payment. Payment shall be mailed to the following address:

DOH/MQAMS/Client Services
Post Office Box 6320
Tallahassee, Florida 32314-6320

Any continuing education requirements shall be completed within the timeframe specified in the citation and proof of compliance documented with the Department of Health. Proof of completion must be mailed to:

DOH/HMQAMS/Client Services
Compliance - Bin C01
4052 Bald Cypress Way
Tallahassee, Florida 32399-3251

After this citation becomes a final order, failure to pay the fine and costs specified and provide proof of required continuing education within the timeframe specified on this citation constitutes a violation of a final order of the board, and may subject you to disciplinary action and referral to a collection agency.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Citation has been served upon: *Dr. Birt*

At: *Dr. Myers*

() By Personal Service () U.S. Certified Mail, Restricted Delivery, this 11th day of Aug, 2014

Signature

Condo

Department of Health Representative