

By: Heather Coleman
Deputy Agency Clerk

STATE OF FLORIDA
BOARD OF MEDICINE

DEPARTMENT OF HEALTH,

Petitioner,

vs.

DOH CASE NO.: 2004-25207
LICENSE NO.: ME0025239

GERMAN V. PRADA, M.D.,

Respondent.

FINAL ORDER

THIS CAUSE came before the BOARD OF MEDICINE (Board) on December 3, 2004, in Orlando, Florida, 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 that 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,

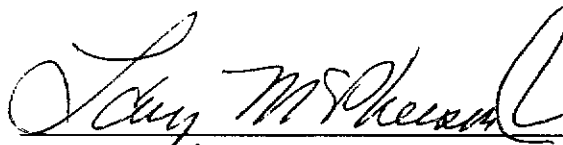
IT IS HEREBY ORDERED that Respondent's Voluntary Relinquishment of his] license to practice medicine in the State of Florida is hereby ACCEPTED, and shall constitute discipline upon Respondent's license.

This Final Order shall take effect upon being filed with the Clerk of the Department of Health.

DONE AND ORDERED this 20 day of DECEMBER,

2004.

BOARD OF MEDICINE



Larry McPherson, Jr., Executive Director
for Elisabeth Tucker, M.D., Chair

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by U.S. Mail to GERMAN V. PRADA, M.D., 3131 Dixie Drive, Dayton, Ohio 45439-1949; to John P. Carney, Esquire, 41 South High Street, Columbus, Ohio 43215-6194; and by interoffice delivery to Denise O'Brien and Dana Baird, Department of Health, 4052 Bald Cypress Way, Bin #C-65, Tallahassee, Florida 32399-3265 this 20th day of December, 2004.



STATE OF FLORIDA
DEPARTMENT OF HEALTH

DEPARTMENT OF HEALTH,
Petitioner,

v.

DOH Case No. 2004-25207

GERMAN PRADA, M.D.,
Respondent.

VOLUNTARY RELINQUISHMENT OF LICENSE

Respondent German Prada, M.D., license No. 25239, hereby voluntarily relinquishes Respondent's license to practice medicine in the State of Florida and states as follows:

1. Respondent's purpose in executing this Voluntary Relinquishment is to avoid further administrative action with respect to this cause. Respondent understands that acceptance by the Board of Medicine (hereinafter the Board) of this Voluntary Relinquishment shall be construed as disciplinary action against Respondent's license pursuant to Section 456.072(1)(f), Florida Statutes.

2. Respondent agrees to never reapply for licensure as a physician in the State of Florida.

3. Respondent agrees to voluntarily cease practicing medicine immediately upon executing this Voluntary Relinquishment. Respondent further agrees to refrain from the practice of medicine until such time as this Voluntary Relinquishment is presented to the Board and the Board issues a written final order in this matter.

4. In order to expedite consideration and resolution of this action by the Board in a public meeting, Respondent, being fully advised of the consequences of so doing, hereby waives the statutory privilege of confidentiality of Section 456.073(10), Florida Statutes, and



waives a determination of probable cause, by the Probable Cause Panel, or the Department when appropriate, pursuant to Section 456.073(4), Florida Statutes, regarding the complaint, the Investigative report of the Department of Health, and all other information obtained pursuant to the Department's investigation in the above-styled action. By signing this waiver, Respondent understands that the record and complaint become public record and remain public record and that information is immediately accessible to the public. Section 456.073(10), Florida Statutes.

5. Upon the Board's acceptance of this Voluntary Relinquishment, Respondent agrees to waive all rights to seek judicial review of, or to otherwise challenge or contest the validity of, this Voluntary Relinquishment and of the Final Order of the Board incorporating this Voluntary Relinquishment.

6. Petitioner and Respondent hereby agree that upon the Board's acceptance of this Voluntary Relinquishment, each party shall bear its own attorney's fees and costs related to the prosecution or defense of this matter.

7. Respondent authorizes the Board to review and examine all investigative file materials concerning Respondent in connection with the Board's consideration of this Voluntary Relinquishment. Respondent agrees that consideration of this Voluntary Relinquishment and other related materials by the Board shall not prejudice or preclude the Board, or any of its members, from further participation, consideration, or resolution of these



proceedings if the terms of this Voluntary Relinquishment are not accepted by the Board.

DATED this 27th day of September, 2004.

[Handwritten Signature]
GERMAN PRADA, M.D.

STATE OF FLORIDA
COUNTY OF :

Before me, personally appeared GERMAN PRADA, whose identity is known to me by PERSONAL KNOWLEDGE (type of identification) and who, under oath, acknowledges that his signature appears above. Sworn to and subscribed before me this 27th day of SEPTEMBER, 2004.

[Handwritten Signature]
NOTARY PUBLIC



My Commission Expires: 09/01/2009



Job Bush
Governor

John O. Agwunobi, M.D., M.B.A.
Secretary

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INVESTIGATIVE REPORT

Office: CONSUMER SERVICES		Date of Complaint: July 23, 2004		Case Number: ME 2004-25207	
PRADA: GERMAN V. PRADA, M.D. 3131 Dode Drive Dayton, OH 45439-1949 (937) 293-9500			Source: DEPARTMENT OF HEALTH (Ohio Medical Board) 4052 Bald Cypress Way, Bin #C-01 Tallahassee, FL 32399 (850) 245-4444		
Prefix: ME	License #: 0025239	Profession: Physician	Board: Medicine	Report Date: July 28, 2004	
Period of Investigation: 07/27/2004 through 07/28/2004			Type of Report: FINAL		
<p>Alleged Violation: § 458.331(1)(b)(c), F.S.: Having a license or the authority to practice medicine revoked, suspended, or otherwise acted against by the licensing authority of any jurisdiction; being convicted or found guilty of or entering a plea of nolo contendere to a crime.</p>					
<p>Synopsis: This investigation is predicated on the receipt of a report from the Federation of State Medical Boards, received through DOH/Board of Medicine staff (Ex. #1, page 6), that PRADA's license to practice medicine in Ohio allegedly had been suspended. Documentation obtained through the Ohio board's web site (Ex. #1, pages 8-48) confirmed the initial report and reflected Ohio's disciplinary action was based on PRADA's having been found guilty of sexual imposition regarding his conduct toward a female psychiatric patient. Request was therefore made to Ohio's medical board on June 18, 2004, for certified copies of the pertinent documentation and any available additional information. This documentation was received on July 6, 2004, and consisted of the Appellant's Notice of Appeal, the Entry of Order, the Ohio board's Report and Recommendation, and an Excerpt from the Draft Minutes of March 10, 2004. It reflected that PRADA's Ohio license was suspended because he had pled no contest to having improper sexual contact with a patient. Requests were made to the Kettering Municipal Court on June 18 and July 12, 2004, for a certified copy of appropriate documentation. This was received on July 23, 2004 (Ex. #1, pages 94-99).</p> <p>PRADA was therefore notified of this complaint by certified letter dated July 27, 2004 (Ex. #2). Forwarded with this letter were copies of the Uniform Complaint Form and pages 6, 54, 58 and 95-96 from Exhibit #1.</p>					
Related Case: None					
Investigator/Date: J. A. Lammert (HA38) July 28, 2004 Investigation Specialist II			Approved By/Date: Julie M. Weeks		
Distribution: Legal					

MQA/FORM 300 1095

SYNOPSIS CONTINUATION

DOH computer license information was obtained on June 15, 2004 (Ex. #3). It reflects PRADA is duly licensed to practice medicine in the State of Florida and that his license is in an active status. Verification results obtained from the American Board of Medical Specialties through the internet on July 27, 2004, reflect PRADA does not appear to be board certified in any specialty at this time.

PRADA is not known to be represented.

PRADA has had insufficient time in which to response to notification of this complaint. Any such response will be appropriately forwarded to DOH/Prosecution Services Unit staff.