

FILED
DEPARTMENT OF HEALTH
DEPUTY CLERK
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DATE: 11/2/09



10/21/2009 325.00
ID: 64545 Type: F
BT: 3004240
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Charlie Crist
Governor

Ana M. Viamonte Ros, M.D., M.P.H.
State Surgeon General

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

Issued to: Rafael Alberto Cardenas, MD Citation Number: 2009-17214
3763 Whidbey Way
Naples, FL 34119
License Number: ME 73671 Date of Violation: 08/14/2009
Profession: 1501

Pursuant to Section 456.077 F.S., the undersigned hereby certifies that he/she has probable cause to believe that on 08/14/09 the above referenced subject did violate the following provision(s) of law **456.013(7), 458.331(1)(g)(nn)**, by committing the following act(s): **Failing to timely comply with 2007-2009 continuing medical education (CME) requirements. Failed to provide proof of completion of two (2) CME hours in Prevention of Medical Errors for the 2007-2009 biennium.**

Pursuant to Rule **64B8-8.017(3)(a)(3)** Florida Administrative Code, the Board/Department has set the following penalty for violation of the aforesaid provision: **\$250.00** plus costs in the amount of **\$75.00**; completion of all incomplete continuing education credits; to be completed within twelve (12) months from the date of filing of this final order; and the Respondent's continuing education courses will be audited for the next two (2) biennia to ensure compliance with renewal requirements.

Total amount due \$325.00

On behalf of: Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General.
ISSUED this 16th day of September, 2009 by: *[Signature]*

Janie M. Shingles, Investigative Specialist II

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: *Rafael A Cardenas*

Date: 10/18/09

PLEASE READ THE INFORMATION ON THE REVERSE SIDE OF THIS FORM

RECEIVED
CONSUMER SERVICES UNIT
OCT 26 AM 7:19

**IMPORTANT INFORMATION REGARDING
COMPLIANCE WITH THIS 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 cashier's check or money order. Payment should be made payable to the Department of Health. Payment shall be mailed to the following address:

DOH/MQAMS/Compliance Management Unit
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
Compliance Management Unit- Bin C76
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 further 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: **Rafael Alberto Cardenas, MD**

At: **3763 Whidbey Way, Naples, FL 34119**

() By Personal Service () U.S. Certified Mail, Restricted Delivery (X) Regular Mail
this 18 day of October, 2009

Mailing address verified as: 3763 Whidbey Way
Naples, FL 34119

Signature


Department of Health Representative