

CLERK Angel Sanders  
DATE OCT 16 2012

**STATE OF FLORIDA  
DEPARTMENT OF HEALTH**

BOARD: BOARD OF MEDICINE


CASE NUMBER: 2009-21812

COMPLAINT MADE BY: United Automobile Insurance

COMPLAINT MADE AGAINST: Yusuf Rajabalee, M.D.  
14805 SW 97<sup>th</sup> Court  
Miami, Florida 33176

DATE COMPLAINT RECEIVED: December 14, 2011

INVESTIGATED BY: Therese Schroer  
Consumer Services

REVIEWED BY: Bill Stafford  
Assistant General Counsel 

RECOMMENDATION: Dismiss (4099)

**NOTICE OF DISMISSAL/CLOSING ORDER ON RECONSIDERATION**

**THE COMPLAINT:** Complainant alleges that Respondent violated Sections 458.331(1)(c)(nn), 456.072(1)(x), Florida Statutes, being convicted or found guilty regardless of adjudication, of a crime... failing to notify the Board of the conviction in the required 30 days.

**THE FACTS:** This investigation is predicated on receipt of verification through a court database stating that on or about November 30, 2011, Respondent pled guilty to insurance fraud in Miami-Dade County. Respondent was sentenced to five years probation and ordered to pay restitution. Respondent failed to inform the Board of this conviction in the required 30 days.

On February 8, 2012, a mandatory Order of Emergency Suspension of License was filed against Respondent for his guilty plea to insurance fraud, a violation of Section 817.234(1), Florida Statutes (2011). On February 20, 2012, an Administrative Complaint was filed against Respondent for pleading guilty to a crime directly related to the practice of medicine, a violation of Section 458.331(1)(c), Florida Statutes (2011).

On January 31, 2012, Respondent's license to practice medicine in the state of Florida expired. Furthermore, Respondent has been denied renewal of said license per Section 456.0635(2)(a), Florida Statutes (2011), which states:

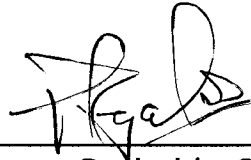
"Each board within the jurisdiction of the department, or the department if there is no board, shall refuse to admit a candidate to any examination and refuse to issue or renew a license, certificate, or registration to any applicant if the candidate or applicant or any principal, officer, agent, managing employee, or affiliated person of the applicant, has been convicted of, or entered a plea of guilty or nolo contendere to, regardless of adjudication, a felony under chapter 409, chapter 817, chapter 893, 21 U.S.C. ss. 801-970, or 42 U.S.C. ss. 1395-1396, unless the sentence and any subsequent period of probation for such conviction or pleas ended more than 15 years prior to the date of the application."

Respondent pled guilty to and has been convicted of a felony under Chapter 817, Florida Statutes, and his sentence and subsequent period of probation has not ended more than 15 years prior to the date of application. Therefore, the Panel directs that this case be dismissed without further prosecution on the basis that Respondent has been denied renewal of his license to practice medicine in the State of Florida.

**THE LAW:** Pursuant to Section 456.073(2), Florida Statutes, the Department, pursuant to the provisions of Section 20.43(3), Florida Statutes, has determined that the case should be dismissed.

It is, therefore, ORDERED that this matter should be and the same is hereby DISMISSED.

DONE and ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2012.



---

Chairperson, Probable Cause Panel  
Board of Medicine

WHS/cab

PCP Date: September 21, 2012

PCP Members: Dr. Miguel, Dr. Nuss & Ms. Goerch