

By: Bridget Coates  
Deputy Agency Clerk

STATE OF FLORIDA  
BOARD OF MEDICINE

DEPARTMENT OF HEALTH,

Petitioner,

vs.

DOH CASE NO.: 2017-05001  
LICENSE NO.: ME0129935

LAURA JEAN SEED, M.D.,

Respondent.

\_\_\_\_\_ /

FINAL ORDER

THIS CAUSE came before the BOARD OF MEDICINE (Board) pursuant to Sections 120.569 and 120.57(2), Florida Statutes, on April 6, 2018, in Tampa, Florida, for consideration of the Administrative Complaint (attached hereto as Exhibit A) in the above-styled cause pursuant to Respondent's Election of Rights. At the hearing, Petitioner was represented by Jasmine Green, Assistant General Counsel. Respondent was not present and was not represented by counsel. The facts are not in dispute.

Upon consideration, it is ORDERED:

1. The allegations of fact set forth in the Administrative Complaint are approved and adopted and incorporated herein by reference as the findings of fact by the Board.
2. The conclusions of law alleged and set forth in the Administrative Complaint are approved and adopted and

incorporated herein by reference as the conclusions of law by the Board.

3. The violations set forth warrant disciplinary action by the Board.

THEREFORE, IT IS HEREBY ORDERED AND ADJUDGED:

1. Respondent shall pay an administrative fine in the amount of \$2,500.00 to the Board within 30 days from the date the Final Order is filed. Said fine shall be paid by money order or cashier's check.

2. Respondent's license to practice medicine in the State of Florida is hereby **SUSPENDED** until such time as she demonstrates that her license to practice medicine in all jurisdictions is unencumbered and she demonstrates the ability to practice medicine with reasonable skill and safety. Such demonstration of skill and safety shall include an evaluation by the Professionals Resource Network (PRN). The Respondent shall appear before the Board with said PRN evaluation and the Board shall make the determination of whether Respondent is safe to practice medicine with reasonable skill and safety. The Board retains jurisdiction in this matter to impose terms and conditions upon reinstatement of Respondent's license, including, but not limited to, a period of probation with said terms and conditions to be set at the time of reinstatement.

3. Respondent shall be and is hereby issued a letter of concern by the Board.

RULING ON MOTION TO ASSESS COSTS

The Board reviewed the Petitioner's Motion to Assess Costs and voted to waive the costs associated with this case.

**(NOTE: SEE RULE 64B8-8.0011, FLORIDA ADMINISTRATIVE CODE. UNLESS OTHERWISE SPECIFIED BY FINAL ORDER, THE RULE SETS FORTH THE REQUIREMENTS FOR PERFORMANCE OF ALL PENALTIES CONTAINED IN THIS FINAL ORDER.)**

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

DONE AND ORDERED this 20<sup>th</sup> day of April, 2018.

BOARD OF MEDICINE

Claudia Kemp  
Claudia Kemp, J.D., Executive Director  
For Jorge J. Lopez, M.D., Chair

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF HEALTH AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by **Certified Mail** to LAURA JEAN SEED, M.D., 8778 Spectrum Center Boulevard, Apt. 450, San Diego, California 92123; and 4440 Caminito Cuarzo, San Diego, California 92117; by email to Allison Dudley, Assistant General Counsel, Department of Health, at Allison.Dudley@flhealth.gov; and by email to Edward A. Tellechea, Chief Assistant Attorney General, at Ed.Tellechea@myfloridalegal.com this 23<sup>rd</sup> day of April, 2018.

**Certified Article Number**

9414 7266 9904 2104 1062 70

**SENDER'S RECORD**

|||||  
Laura Jean Seed, M.D.  
4440 Caminito Cuarzo  
San Diego, CA 92117

*Bridget Cortes*

**Deputy Agency Clerk**

**Certified Article Number**

9414 7266 9904 2104 1062 87

**SENDER'S RECORD**

|||||  
Laura Jean Seed, M.D.  
8778 Spectrum Center Blvd.  
Apt. 450  
San Diego, CA 92123

**STATE OF FLORIDA  
DEPARTMENT OF HEALTH**

**DEPARTMENT OF HEALTH,**

**PETITIONER,**

**v.**

**DOH Case No. 2017-05001**

**LAURA JEAN SEED, M.D.**

**RESPONDENT.**

\_\_\_\_\_ /

**MOTION TO ASSESS COSTS  
IN ACCORDANCE WITH SECTION 456.072(4)**

The Department of Health, by and through counsel, moves the Board of Medicine for entry of a Final Order assessing costs against Respondent for the investigation and prosecution of this case in accordance with Section 456.072(4), Florida Statutes (2016). As grounds therefore, the Petitioner states the following:

1. At its next regularly scheduled meeting, the Board of Medicine will take up for consideration the above-styled disciplinary action and will enter a Final Order.

2. Section 456.072(4), Florida Statutes (2016), states, in pertinent part, as follows:

In addition to any other discipline imposed through final order, or citation, entered on or after July 1, 2001, under this section or discipline imposed through final order, or citation, entered on or after July 1, 2001, for a violation of any practice act, the board, or the department when there is no board, shall assess costs related to the investigation and prosecution of the case. The costs related to the investigation and prosecution include, but are not limited to, salaries and benefits of personnel, costs related to the time spent by the attorney and other personnel working on the case, and any other expenses incurred by the department for the case. The board, or the department when there is no board, shall determine the amount of costs to be assessed after its consideration of an affidavit of itemized costs and any written objections thereto....

3. As evidenced in the attached affidavit (Exhibit A), the investigation and prosecution of this case has resulted in costs in the total amount of \$1,856.81, based on the following itemized statement of costs:

- a. Total costs for Complaint \$85.45
- b. Total costs for Investigation \$48.82
- c. Total costs for Legal \$1,722.54
- d. Total costs for Expenses \$0

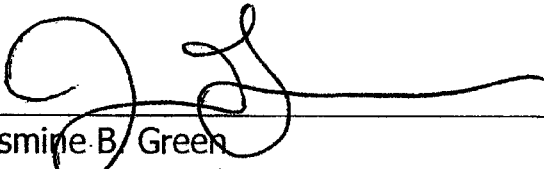
4. The attached affidavit reflects the Department's costs for attorney time in this case as \$ 1,722.54 (Exhibit A). The cost of obtaining an affidavit from an outside attorney will exceed this amount. Therefore, the Department is not seeking costs for attorney time in this case.

5. Should Respondent file written objections to the assessment of costs, within ten (10) days of the date of this motion, specifying the grounds for the objections and the specific elements of the costs to which objections are made, Petitioner requests that the Board determine the amount of costs to be assessed based upon its consideration of the affidavits attached as Exhibit A and any timely-filed written objections.

6. Petitioner requests that the Board grant this motion and assess costs in the amount of \$134.27 as supported by competent, substantial evidence. This assessment of costs is in addition to any other discipline imposed by the Board and is in accordance with Section 456.072(4), Florida Statutes (2016).

WHEREFORE, the Department of Health requests that the Board of Medicine enter a Final Order assessing costs against Respondent in the amount of \$134.27.

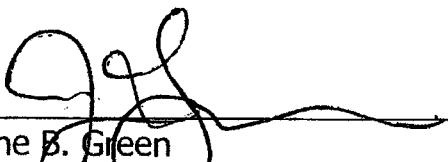
Respectfully submitted this 4 day of December, 2017,



Jasmine B. Green  
 Assistant General Counsel  
 Florida Bar No. 103037  
 DOH-Prosecution Services Unit  
 4052 Bald Cypress Way-Bin C-65  
 Tallahassee, Florida 32399-3265  
 (850) 558-9846 Telephone  
 (850) 245-4684 Fax  
 E-Mail: jasmine.green@flhealth.gov

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to: Laura Jean Seed, M.D., via Certified Mail to: Laura Jean Seed, M.D., 8778 Spectrum Center Boulevard Apt 450, San Diego, CA 92123 on this 4 day of December 2017.



Jasmine B. Green  
 Assistant General Counsel  
 Florida Bar No. 103037  
 DOH-Prosecution Services Unit  
 4052 Bald Cypress Way-Bin C-65  
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 E-Mail: jasmine.green@flhealth.gov

JG/sm



**AFFIDAVIT OF FEES AND COSTS EXPENDED**

STATE OF FLORIDA  
COUNTY OF LEON:

**BEFORE ME**, the undersigned authority, personally appeared **SHANE WALTERS** who was sworn and states as follows:

- 1) My name is Shane Walters.
- 2) I am over the age of 18, competent to testify, and make this affidavit upon my own personal knowledge and after review of the records at the Florida Department of Health (DOH).
- 3) I am the Senior Management Analyst II (SMAll) for the Consumer Services and Compliance Management Unit for DOH. The Consumer Services Unit is where all complaints against Florida health care licensees (e.g., medical doctors, dentists, nurses, respiratory therapists) are officially filed. I have been in my current job position for more than one year. My business address is 4052 Bald Cypress Way, Bin C-75 Tallahassee, Florida 32399-3275.
- 4) As SMAll of the Consumer Services and Compliance Management Unit, my job duties include reviewing data in the Time Tracking System and verifying that the amounts correspond. The Time Tracking System is a computer program which records and tracks DOH's costs regarding the investigation and prosecution of cases against Florida health care licensees.
- 5) As of today, DOH's total costs for investigating and prosecuting DOH case number(s) **2017-05001** (Department of Health v **Laura Jean Seed, M.D.**) are **ONE THOUSAND EIGHT HUNDRED FIFTY-SIX DOLLARS AND EIGHTY-ONE CENTS (\$1,856.81)**.
- 6) The costs for DOH case numbers **2017-05001** (Department of Health v. **Laura Jean Seed, M.D.**) are summarized in Exhibit 1 (Cost Summary Report), which is attached to this document.
- 7) The itemized costs and expenses for DOH case numbers **2017-05001** (Department of Health v. **Laura Jean Seed, M.D.**) are detailed in Exhibit 2 (Itemized Cost Report and Itemized Expense Report and receipts), which is attached to this document.
- 8) The itemized costs as reflected in Exhibit 2 are determined by the following method: DOH employees who work on cases daily are to keep track of their time in six-minute increments (e.g., investigators

and lawyers). A designated DOH employee in the Consumer Services Unit, Legal Department, and in each area office, inputs the time worked and expenses spent into the Time Tracking System. Time and expenses are charged against a state health care Board (e.g., Florida Board of Medicine, Florida Board of Dentistry, Florida Board of Osteopathic Medicine), and/or a case. If no Board or case can be charged, then the time and expenses are charged as administrative time. The hourly rate of each employee is calculated by formulas established by the Department. (See the Itemized Cost Report)

- 9) Shane Walters, first being duly sworn, states that he has read the foregoing Affidavit and its attachments and the statements contained therein are true and correct to the best of his knowledge and belief.

FURTHER AFFIANT SAYETH NOT.

*Shane Walters*

Shane Walters, Affiant

State of Florida  
County of Leon

Sworn to and subscribed before me this 18 day of December, 2017,  
by Shane Walters, who is personally known to me.

*[Signature]*

Notary Signature

Name of Notary Printed

Stamp Commissioned Name of Notary Public:



## Complaint Cost Summary

Complaint Number: 201705001

Subject's Name: SEED, LAURA JEAN

	***** Cost to Date *****	
	Hours	Costs
<b>Complaint:</b>	1.40	\$85.45
<b>Investigation:</b>	0.80	\$48.82
<b>Legal:</b>	15.80	\$1,722.54
<b>Compliance:</b>	0.00	\$0.00
	*****	*****
<b>Sub Total:</b>	18.00	\$1,856.81
<b>Expenses to Date:</b>		\$0.00
<b>Prior Amount:</b>		\$0.00
<b>Total Costs to Date:</b>		\$1,856.81



**\*\*\* CONFIDENTIAL \*\*\***  
**Time Tracking System**  
**Itemized Cost by Complaint**

Complaint 201705001

Report Date 12/13/2017

Staff Code	Activity Hours	Staff Rate	Cost	Activity Date	Activity Code	Activity Description
<b>CONSUMER SERVICES UNIT</b>						
HA151	0.40	\$61.03	\$24.41	03/23/2017	78	INITIAL REVIEW AND ANALYSIS OF COMPLAINT
HA151	0.60	\$61.03	\$36.62	04/20/2017	25	REVIEW CASE FILE
HA151	0.20	\$61.03	\$12.21	05/04/2017	35	TELEPHONE CALLS
HA23	0.20	\$61.03	\$12.21	06/02/2017	2	OFFICE SUPERVISORY DUTIES
HA151	0.80	\$61.03	\$48.82	06/02/2017	77	PREPARATION OF DESK INVESTIGATION SYNOPSIS
<b>Sub Total</b>	<b>2.20</b>		<b>\$134.27</b>			

<b>PROSECUTION SERVICES UNIT</b>						
HLL131B	0.30	\$109.02	\$32.71	06/05/2017	25	REVIEW CASE FILE
HLL143B	0.30	\$109.02	\$32.71	06/22/2017	25	REVIEW CASE FILE
HLL143B	0.80	\$109.02	\$87.22	06/22/2017	28	PREPARE OR REVISE ADMINISTRATIVE COMPLAINT
HLL143B	0.30	\$109.02	\$32.71	06/27/2017	40	PREPARATION OF OR REVISION OF A PLEADING
HLL120A	0.30	\$109.02	\$32.71	06/27/2017	29	REVIEW ADMINISTRATIVE COMPLAINT
HLL143B	0.30	\$109.02	\$32.71	06/29/2017	28	PREPARE OR REVISE ADMINISTRATIVE COMPLAINT
HLL143B	0.20	\$109.02	\$21.80	07/05/2017	89	PROBABLE CAUSE PREPARATION
HLL143B	0.80	\$109.02	\$87.22	07/06/2017	89	PROBABLE CAUSE PREPARATION
HLL143B	0.90	\$109.02	\$98.12	07/07/2017	46	LEGAL RESEARCH
HLL143B	0.60	\$109.02	\$65.41	07/10/2017	89	PROBABLE CAUSE PREPARATION
HLL143B	0.40	\$109.02	\$43.61	08/14/2017	25	REVIEW CASE FILE
HLL143B	0.10	\$109.02	\$10.90	08/18/2017	63	PRESENTATION OF CASES TO PROBABLE CAUSE PANEL
HLL143B	0.40	\$109.02	\$43.61	08/21/2017	36	PREPARATION OR REVISION OF LETTER
HLL143B	0.30	\$109.02	\$32.71	08/21/2017	35	TELEPHONE CALLS
HLL143B	0.20	\$109.02	\$21.80	09/01/2017	35	TELEPHONE CALLS
HLL143B	0.30	\$109.02	\$32.71	09/14/2017	25	REVIEW CASE FILE
HLL143B	0.20	\$109.02	\$21.80	09/15/2017	36	PREPARATION OR REVISION OF LETTER
HLL143B	0.20	\$109.02	\$21.80	09/25/2017	35	TELEPHONE CALLS
HLL143B	0.40	\$109.02	\$43.61	09/26/2017	35	TELEPHONE CALLS
HLL143B	0.20	\$109.02	\$21.80	09/26/2017	35	TELEPHONE CALLS

\*\*\* CONFIDENTIAL \*\*\*

**Time Tracking System  
Itemized Cost by Complaint**

Complaint 201705001

Report Date 12/13/2017

Page 2 of 2

Staff Code	Activity Hours	Staff Rate	Cost	Activity Date	Activity Code	Activity Description
HLL143B	0.50	\$109.02	\$54.51	09/26/2017	37	REVIEW LETTER
HLL143B	0.20	\$109.02	\$21.80	09/27/2017	35	TELEPHONE CALLS
HLL143B	0.30	\$109.02	\$32.71	09/28/2017	36	PREPARATION OR REVISION OF LETTER
HLL143B	0.20	\$109.02	\$21.80	10/06/2017	35	TELEPHONE CALLS
HLL143B	0.20	\$109.02	\$21.80	10/09/2017	35	TELEPHONE CALLS
HLL143B	0.30	\$109.02	\$32.71	10/11/2017	35	TELEPHONE CALLS
HLL143B	0.30	\$109.02	\$32.71	10/16/2017	35	TELEPHONE CALLS
HLL143B	0.30	\$109.02	\$32.71	10/17/2017	37	REVIEW LETTER
HLL143B	1.20	\$109.02	\$130.82	10/18/2017	91	BOARD MEETING PREPARATION
HLL143B	1.50	\$109.02	\$163.53	10/27/2017	91	BOARD MEETING PREPARATION
HLL143B	1.50	\$109.02	\$163.53	11/01/2017	91	BOARD MEETING PREPARATION
HLL143B	0.30	\$109.02	\$32.71	11/20/2017	91	BOARD MEETING PREPARATION
HLL143B	0.40	\$109.02	\$43.61	11/28/2017	91	BOARD MEETING PREPARATION
HLL120A	0.30	\$109.02	\$32.71	11/28/2017	91	BOARD MEETING PREPARATION
HLL120A	0.20	\$109.02	\$21.80	12/01/2017	91	BOARD MEETING PREPARATION
HLL143B	0.50	\$109.02	\$54.51	12/04/2017	91	BOARD MEETING PREPARATION
HLL143B	0.10	\$109.02	\$10.90	12/11/2017	35	TELEPHONE CALLS
<b>Sub Total</b>	<b>15.80</b>		<b>\$1,722.54</b>			

<b>Total Cost</b>	<b>\$1,856.81</b>
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\*\*\* CONFIDENTIAL \*\*\*  
Time Tracking System  
Itemized Expense by Complaint  
Complaint 201705001

Report Date: 12/13/2017

Page 1 of 1

Staff Code	Expense Date	Expense Amount	Expense Code	Expense Code Description
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SubTotal  
Total Expenses

**STATE OF FLORIDA  
DEPARTMENT OF HEALTH**

**DEPARTMENT OF HEALTH,**

**Petitioner,**

**v.**

**CASE NO.: 2017-05001**

**LAURA JEAN SEED, M.D.,**

**Respondent.**

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**ADMINISTRATIVE COMPLAINT**

Petitioner Department of Health files this Administrative Complaint before the Board of Medicine against Respondent Laura Jean Seed, M.D., and in support thereof alleges:

1. Petitioner is the state agency charged with regulating the practice of Medicine pursuant to Section 20.43, Florida Statutes; Chapter 456, Florida Statutes; and Chapter 458, Florida Statutes.
2. At all times material to this Complaint, Respondent was a licensed medical doctor within the state of Florida, having been issued license number ME 129935.
3. Respondent's address of record is 4440 Caminito Cuarzo, San Diego, California 92117.

4. Respondent is also licensed to practice medicine in the state of California by the Medical Board of California (California Board), the licensing authority regulating the practice of medicine in California.

5. On or about March 29, 2017, the California Board took action against Respondent's license in case number 8002015017881 via a Stipulation of the Parties Re: Interim Suspension Order and Order for the following reasons:

- a. Respondent engaged in acts that violate the Medical Practice Act;
- b. Respondent is unable to practice safely due to a mental condition;
- c. Permitting respondent to continue practicing medicine will endanger the public health, safety and welfare; and,
- d. Respondent's actions constituted potential serious injury to the public.

6. The Stipulation suspended Respondent's license to practice medicine in the state of California indefinitely until the issuance of a final Decision and Order by the California Board on an accusation filed against her.



7. The March 29, 2017 Stipulation of the California Board constitutes action against Respondent's medical license.

8. Section 458.331(1)(b), Florida Statutes (2016), provides that 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 constitutes grounds for disciplinary action by the Board of Medicine. 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.

9. The California Board acted against Respondent's California medical license by entering the above referenced Stipulation on or about March 29, 2017.

10. Based on the foregoing, Respondent violated Section 458.331(1)(b), Florida Statutes (2016), by having her medical license acted against by the medical licensing authority of another jurisdiction.

WHEREFORE, the Petitioner respectfully requests that the Board of Medicine enter an order imposing one or more of the following penalties:

permanent revocation or suspension of Respondent's license, restriction of practice, imposition of an administrative fine, issuance of a reprimand, placement of the Respondent on probation, corrective action, refund of fees billed or collected, remedial education and/or any other relief that the Board deems appropriate.

*[Signature appears on the following page.]*

SIGNED this 21~~st~~ day of August, 2017.

Celeste Philip, MD, MPH  
Surgeon General and Secretary



Jasmine Green  
Assistant General Counsel  
Florida Bar No. 103037  
DOH-Prosecution Services Unit  
4052 Bald Cypress Way-Bln C-65  
Tallahassee, Florida 32399-3265  
(850) 245-4444 Ext. 8201  
(850) 245-4684 fax  
E-Mail: [jasmine.green@flhealth.gov](mailto:jasmine.green@flhealth.gov)

FILED  
DEPARTMENT OF HEALTH  
DEPUTY CLERK  
CLERK Amber Greene  
DATE **AUG 21 2017**

JG  
PCP Date: 08/18/17  
PCP Members: Dr. Avila, Dr. Averhoff, Mr. Levine

## NOTICE OF RIGHTS

**Respondent has the right to request a hearing to be conducted in accordance with Section 120.569 and 120.57, Florida Statutes, to be represented by counsel or other qualified representative, to present evidence and argument, to call and cross-examine witnesses and to have subpoena and subpoena duces tecum issued on his or her behalf if a hearing is requested.**

**A request or petition for an administrative hearing must be in writing and must be received by the Department within 21 days from the day Respondent received the Administrative Complaint, pursuant to Rule 28-106.111(2), Florida Administrative Code. If Respondent fails to request a hearing within 21 days of receipt of this Administrative Complaint, Respondent waives the right to request a hearing on the facts alleged in this Administrative Complaint pursuant to Rule 28-106.111(4), Florida Administrative Code. Any request for an administrative proceeding to challenge or contest the material facts or charges contained in the Administrative Complaint must conform to Rule 28-106.2015(5), Florida Administrative Code.**

**Mediation under Section 120.573, Florida Statutes, is not available to resolve this Administrative Complaint.**

## NOTICE REGARDING ASSESSMENT OF COSTS

**Respondent is placed on notice that Petitioner has incurred costs related to the investigation and prosecution of this matter. Pursuant to Section 456.072(4), Florida Statutes, the Board shall assess costs related to the investigation and prosecution of a disciplinary matter, which may include attorney hours and costs, on the Respondent in addition to any other discipline imposed.**