

STATE OF FLORIDA  
BOARD OF MEDICINE

FILED DATE OCT 25 2023

Department of Health  
By *Anna R. Conway*  
Deputy Agency Clerk

DEPARTMENT OF HEALTH,

Petitioner,

vs.

DOH CASE NO.: 2020-32050

LICENSE NO.: ME0069516

JOSE SANTEIRO, M.D.,

Respondent.

FINAL ORDER

THIS CAUSE came before the BOARD OF MEDICINE (Board) on October 6, 2023, in Dania Beach, 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.

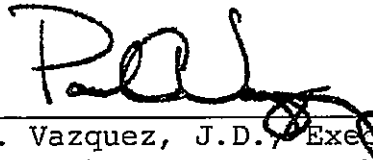
Upon consideration of the written offer of voluntary relinquishment, the charges, and the other documents of record, and being otherwise fully advised in the premises,

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 25th day of October, 2023.

BOARD OF MEDICINE

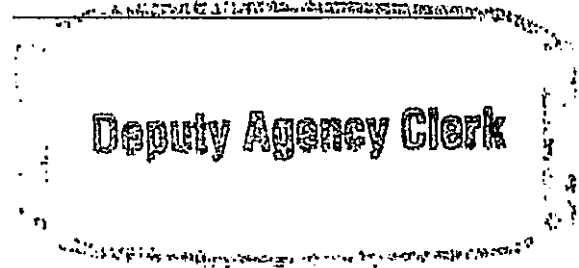
A handwritten signature in black ink, appearing to read "Paul", written over a horizontal line.

Paul A. Vazquez, J.D., Executive Director  
For Scot Ackerman, 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: Jose Santeiro, M.D., 8436 Dundee Terrace, Miami Lakes, FL 33016 and Register No. 10577-509, FCI Miami, 15801 S.W. 137<sup>th</sup> Avenue, Miami, FL 33177; by email to: Andrew Pietrylo, Chief Legal Counsel, Department of Health, at Andrew.Pietrylo@flhealth.gov; and Christopher R. Dierlam, Senior Assistant Attorney General, at Christopher.Dierlam@myfloridalegal.com this 25<sup>th</sup> day of October, 2023.

*Amy R. Conway*



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.

STATE OF FLORIDA  
DEPARTMENT OF HEALTH

**DEPARTMENT OF HEALTH,**  
Petitioner,

v.

DOH Case No. 2020-32050

**JOSE SANTEIRO, M.D.**  
Respondent.

**VOLUNTARY RELINQUISHMENT OF LICENSE**

Respondent Jose Santeiro, license No. ME 69516, 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. As with any disciplinary action, this relinquishment will be reported to the National Practitioner Data Bank as disciplinary action. Licensing authorities in other states may impose discipline in their jurisdiction based on discipline taken in Florida.
2. Respondent agrees to never reapply for licensure as a Medical 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.

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EXHIBIT S1-3

000004

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, 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. Respondent understands that this waiver of confidentiality is a permanent, non-revocable waiver.

5. 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 a determination of probable cause, by the Probable Cause Panel, or the Department when appropriate, pursuant to Section 456.073(4), Florida Statutes.

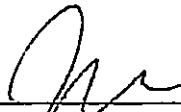
6. Upon the Board's acceptance of this Voluntary Relinquishment, Respondent agrees to waive all rights to seek judicial review of, or to otherwise challenge or contest the validity of, this Voluntary Relinquishment and of the Final Order of the Board incorporating this Voluntary Relinquishment.

7. 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.

8. 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.

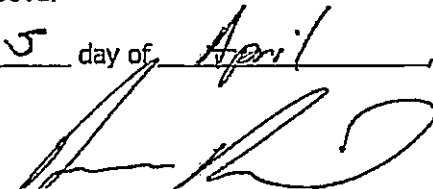
DATED this 4/5/23 day of April, 2023

  
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Jose Santoro, M.D.

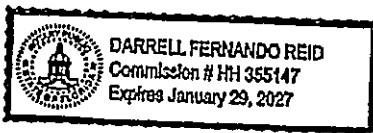
STATE OF Florida  
COUNTY OF Miami-Dade

Before me, personally appeared himself, whose identity is known to me or who produced I.D. Badge (type of identification) and who, under oath, acknowledges that his signature appears above.

Sworn to and subscribed before me this 5 day of April, 2023.

  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:



**STATE OF FLORIDA  
DEPARTMENT OF HEALTH**

**DEPARTMENT OF HEALTH,**

**PETITIONER,**

**v.**

**CASE NUMBER 2020-32050**

**JOSE SANTEIRO, M.D.,**

**RESPONDENT.**

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**ADMINISTRATIVE COMPLAINT**

Petitioner Department of Health hereby files this Administrative Complaint before the Board of Medicine against Respondent Jose Santeiro, M.D., and 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 physician within the state of Florida, having been issued license number ME 69516.

3. Respondent's address of record is 8436 Dundee Terrace, Miami Lakes, FL 33016.



4. On or about March 24, 2022, Respondent was found guilty of one count of Conspiracy to Commit Health Care Fraud under Title 18, United States Code, Section 1349, and eight counts of Health Care Fraud under Title 18, United States Code, Section 1347, in the United States District Court for the Southern District of Florida.

5. The crime that Respondent pled guilty to involved a violation of the personal qualities essential to the sound practice of medicine. Respondent's actions reflect a lack of integrity, a lack of respect for the well-being of others, and a violation of the trust society places in physicians. Therefore, the crime relates to the practice of medicine.

6. Respondent failed to timely report, in writing, the March 24, 2022 conviction for Conspiracy to Commit Health Care Fraud and Health Care Fraud, in the United States District Court for the Southern District of Florida, to the Board of Medicine.

#### **COUNT I**

7. Petitioner re-alleges and incorporates by reference paragraphs one (1) through six (6), as if fully set forth herein.

8. Section 458.331(1)(c), Florida Statutes (2021), subjects a licensee to discipline for being convicted or found guilty of, or entering a plea

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of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of medicine or the ability to practice medicine.

9. Respondent was found guilty of Conspiracy to Commit Health Care Fraud under Title 18, United States Code, Section 1349, and Health Care Fraud under Title 18, United States Code, Section 1347, which directly relate to the practice of medicine

10. Based on the foregoing, Respondent violated section 458.331(1)(c), Florida Statutes.

### **COUNT II**

11. Petitioner re-alleges and incorporates by reference paragraphs one (1) through six (6), as if fully set forth herein.

12. Section 456.072(x), Florida Statutes (2021), subjects a licensee to discipline for failing to report to the board, or the department if there is no board, in writing within 30 days after the licensee has been convicted of or found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction.

13. Respondent has not reported his guilty conviction for Conspiracy to Commit Health Care Fraud under Title 18, United States Code, Section

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1349, and Health Care Fraud under Title 18, United States Code, Section 1347, to the Florida Board of Medicine.

14. Based on the foregoing, Respondent violated section 456.072(1)(x), Florida Statutes (2021) by failing to report his guilty plea for Conspiracy to Commit Health Care Fraud and Health Care Fraud to the Florida Board of Medicine within 30 days of his conviction.

WHEREFORE, 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 Respondent on probation, corrective action, refund of fees billed or collected, remedial education and/or any other relief that the Board deems appropriate.

*[Signature on following page]*

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SIGNED this 27<sup>th</sup> day of March, 2023.

/s/ Jonathan Golden

Jonathan Golden, Esq.  
Assistant General Counsel  
Florida Bar Number 1011322  
Florida Department of Health  
Office of the General Counsel  
4052 Baid Cypress Way, Bin C-65  
Tallahassee, Florida 32399-3265  
Telephone: (850) 558-9856

**FILED**  
**DEPARTMENT OF HEALTH**  
**DEPUTY CLERK**  
**CLERK: Elizabeth Eubanks**

**DATE: March 27, 2023**

PCP: March 24, 2023

PCP Members: Georges El-Bahri, M.D.; Wael Barsoum, M.D.; Maria Garcia

### **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.**

**Please be advised that mediation under Section 120.573, Florida Statutes, is not available for administrative disputes involving this agency action.**

### **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 any other discipline imposed.**

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