

**STATE OF FLORIDA
DEPARTMENT OF HEALTH**

DEPARTMENT OF HEALTH,

PETITIONER,

v.

DOH Case No. 2023-48341

ORLANDO ROSS DAVIS, M.D.,

RESPONDENT.

_____ /

ADMINISTRATIVE COMPLAINT

Petitioner, Department of Health, hereby files this Administrative Complaint before the Board of Medicine against Respondent Orlando Ross Davis, 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 155205.

3. Respondent's address of record 3004 Fleetwood Avenue. 1st FLO, Baltimore, Maryland 21214.

4. At all times material to this Complaint, Respondent was also a licensed physician within the state of Maryland, having been issued license number D33967.

5. The Maryland State Board of Physicians ("Maryland Board") is the licensing authority regulating the practice of medicine in the state of Maryland.

6. On September 26, 2023, the Maryland Board issued a Consent Order ("Order") against Respondent's medical license to resolve allegations that he had departed from and failed to meet the appropriate standards for delivery of quality medical and surgical care and failed to keep adequate medical records.

7. Pursuant to the Order, Respondent was:

- a) Reprimanded;
- b) Permanently prohibited from prescribing and dispensing all Controlled Dangerous Substances ("CDS");
- c) Ordered to provide documentation to the Maryland Board to demonstrate he transferred his patients being prescribed CDS to other providers;

- d) Ordered on every January 31st, if the Respondent holds a Maryland medical license, shall provide the Maryland Board with an affidavit verifying he has not prescribed or dispensed any CDS in the past year;
- e) Placed on probation for a minimum of one year;
 - a. Within 6 months, to take and successfully complete a course in medical recordkeeping
 - b. No application for early termination

8. The September 26, 2023, Order constitutes action taken against Respondent's Maryland medical license.

9. Section 458.331(1)(b), Florida Statutes (2022), subjects a licensee to discipline for having a license or the authority to practice medicine revoked, suspended, or otherwise acted against, including denial of licensure, by the licensing authority of any jurisdiction, including its agencies or subdivisions.

10. The licensing authority of Maryland acted against Respondent's license through its Consent Order.

11. Based on the foregoing, Respondent violated section 458.331(1)(b), Florida Statutes (2022), by having his medical license acted against by licensing authority of Maryland.

WHEREFORE, the Petitioner respectfully requests that the Board of Medicine enters 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.

[signatures on following page]

SIGNED this 8th day of March 2024.

Joseph Ladapo, MD, PhD
State Surgeon General

Kathryn Ball

Kathryn Ball
Assistant General Counsel
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FILED

**DEPARTMENT OF HEALTH
DEPUTY CLERK**

CLERK: *Elizabeth Eubanks*

DATE: March 11, 2024

PCP Date: March 8, 2024

PCP Members: Steven Rosenberg, M.D. Gregory Coffman, M.D., Andrew Perez

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.