

By: J. di R. Kona
Deputy Agency Clerk

**STATE OF FLORIDA
BOARD OF OSTEOPATHIC MEDICINE**

DEPARTMENT OF HEALTH,

Petitioner,

vs.

CASE NO.: 2001-18806
LICENSE NO.: OS 0002358

WILLIAM J. MAUER, JR, D.O.

Respondent.

FINAL ORDER

THIS MATTER came before the Board of Osteopathic Medicine (hereinafter referred to as the "Board") as an informal proceeding pursuant to Section 120.57(2), Florida Statutes, on September 14, 2002, in St. Petersburg Beach, Florida. The Petitioner was represented by Richard Shoop, Senior Attorney. The Respondent was present. Upon consideration of the administrative complaint and the complete record, the Board makes the following findings:

FINDINGS OF FACT

1. The facts as contained in the administrative complaint are hereby approved, adopted and incorporated herein by reference.
2. There is competent, substantial evidence to support the facts as contained in the administrative complaint.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter pursuant to the provisions of Section 120.57(2), and Chapter 459, Florida Statutes.
2. Based on the foregoing findings of facts, approved, adopted and incorporated into this final order, the Respondent has violated Sections 456.072(1)(f), Florida Statutes, by having a

license to practice revoked, suspended or otherwise acted against.

PENALTY

Based on the foregoing facts and conclusions of law, it is hereby ORDERED that Respondent's license to practice Osteopathic Medicine be and the same is hereby REVOKED. Respondent shall pay COSTS of \$1,000 no later than thirty (30) days from the effective date of this Order.

This Order shall become effective upon filing with the Clerk of the Department of Health.

DONE AND ORDERED this 9 day of October, 2002.


Pamela King
Executive Director

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 furnished by U. S. Mail to William Mauer, Jr., D.O., 3401 North Kennicot Avenue, Arlington Heights, IL 60004-1431, and by hand delivery/United States Mail to the Clerk, Department of Health and its Counsel, 4052 Bald Cypress Way, Bin # A02, Tallahassee, Florida 32399-1703, this 9th day of October, 2002.



STATE OF FLORIDA
DEPARTMENT OF HEALTH

DEPARTMENT OF HEALTH,)
)
 PETITIONER,)
)
 v.)
)
 WILLIAM J. MAUER, JR., D.O.,)
)
 RESPONDENT.)
 _____/

CASE NO. 2001-18806

ADMINISTRATIVE COMPLAINT

COMES NOW the Petitioner, Department of Health, hereinafter referred to as "Petitioner," and files this Administrative Complaint before the Board of Osteopathic Medicine against William J. Mauer, Jr., D.O., hereinafter referred to as "Respondent," and alleges:

1. Petitioner is the state agency charged with regulating the practice of osteopathic medicine pursuant to Section 20.43, Florida Statutes; Chapter 456, Florida Statutes, and Chapter 459, Florida Statutes.
2. Respondent is and has been at all times material hereto a licensed osteopathic physician in the state of Florida, having been issued license number OS 002358 on May 16, 1970. Respondent's last known address is 3401 North Kennicott Avenue, Arlington Heights, Illinois 60004-1431.
3. Respondent is board-certified in Family Practice.

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4. On or about July 1, 1994, Respondent was disciplined by the Illinois Department of Professional Regulation for being delinquent in paying individual tax liability owed to the state of Illinois.

5. On or about July 16, 1998, Respondent was disciplined by the Illinois Department of Professional Regulation for preying upon vulnerable and desperate people seeking help for ailments, lack of insight into proper diagnosis and patient care, and concern over Respondent's legal ethics.

6. On or about December 21, 2000, Respondent was disciplined by the Illinois Department of Professional Regulation for failure to file and pay Illinois state income taxes.

7. The Illinois Department of Professional Regulation is the licensing authority for physicians in Illinois.

8. The actions taken by the Illinois Department of Professional Regulation constitute discipline against Respondent's Illinois medical license.

9. Based upon the foregoing, the Respondent has violated Section 455.227(1)(f), Florida Statutes (1994), and Section 456.072(1)(f), Florida Statutes (1998) and (2000), by having a license or the authority to practice any regulated profession revoked, suspended, or otherwise acted against, including the denial of licensure, by the licensing authority of any jurisdiction, including its agencies or subdivisions, for a violation that would constitute a violation under Florida law. The licensing authority's acceptance of a relinquishment of licensure, stipulation, consent

order, or other settlement, offered in response to or in anticipation of the filing of charges against the license, shall be construed as action against the license

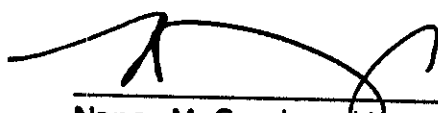
WHEREFORE, the Petitioner respectfully requests that the Board of Osteopathic Medicine enter an order imposing one or more of the following penalties, in addition to the assessment of the costs related to the investigation and prosecution of this case as provided for in Section 456.072(4), Florida Statutes (2001):

- (A) Revocation of Respondent's license;
- (B) Suspension of Respondent's license for an appropriate period of time;
- (C) Restriction of the Respondent's practice;
- (D) Imposition of an administrative fine;
- (E) Issuance of a reprimand;
- (F) Placement of the Respondent on probation;
- (G) Administrative costs, and/or any other relief that the Board deems appropriate.

SIGNED this 23rd day of July, 2002.

John O. Agwunobi, M.D., M.B.A.
Secretary, Department of Health

FILED
DEPARTMENT OF HEALTH
DEPUTY CLERK
CLERK Vicki R. Kenon
DATE 7/25/02


Nancy M. Snurkowski
Chief Medical Attorney

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COUNSEL FOR DEPARTMENT:

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RJS/rs
PCP: July 11, 2002
PCP Members: Robert Hand, D.O., Chairperson
Ronald Kaufman, D.O.

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