

**STATE OF FLORIDA
DEPARTMENT OF HEALTH**

DEPARTMENT OF HEALTH,

PETITIONER,

v.

CASE NUMBER 2023-11484

DEAN RICHARD SILVER, 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 Dean Richard Silver, 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 medical doctor within the State of Florida, having been issued license number ME 39241.

3. Respondent's address of record is 609 Lakeview Road, Clearwater, Florida 33756.

4. At all times material to this Complaint, Respondent was a licensed medical doctor within the State of Arizona, having been issued license number 38223.

5. The Arizona Medical Board is the licensing authority regulating the practice of medicine in the State of Arizona.

6. Respondent became subject to an Order by the Arizona Medical Board due to unprofessional conduct, inadequate medical records, charging a clearly excessive fee, obtaining a fee by misrepresentation, and making false and fraudulent statements.

7. As a result of the Order, Respondent's Arizona medical license was revoked.

8. The Arizona Medical Board's decision became effective on March 2, 2023.

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 Arizona Medical Board acted against Respondent's Arizona medical license through its Order which became effective on March 2, 2023.

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

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 Block on Following Page]

SIGNED this 17th day of July, 2023.

Joseph A. Ladapo, MD, PhD
State Surgeon General

FILED
DEPARTMENT OF HEALTH
DEPUTY CLERK

CLERK: *Bridget Coates*
DATE: 7/17/2023

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PCP: July 14, 2023

PCP Members: Magda Averhoff, M.D.; Hector Vila, M.D.; Nicole Justice

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 any other discipline imposed.