

**DEPARTMENT OF CORRECTIONS**

NOTICE IS HEREBY GIVEN THAT the Department of Corrections has issued a response to a Petition to Initiate Rulemaking, Final Order #DC 02-20, from Robert Pardo, Darryl Robinson, Rickey Robey, Derrick Grantley, Douglas Corea and Tulani Cooper. The Department denied the Petition to amend Rule 33-601.800(3), (15), Florida Administrative Code, as implementation of these rules allegedly constitutes an invalid exercise of delegated legislative authority.

A copy of the Order may be obtained from: Anthony W. Garcia, Assistant General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

**DEPARTMENT OF HEALTH**

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of John Sokolowicz, M.D. The Petitioner seeks the Board’s interpretation whether the structure outlined in the Petition, whereby the P.A., in which Dr. Sokolowicz is a shareholder, proposes to form a wholly owned subsidiary LLC for the purpose of having LLC and Petitioner enter into a contract to provide diagnostic testing. However, the testing will be provided by the P.A. Issues raised include interpretation of the terms “referral” and “group practice.”

The Board will consider this petition at its meeting scheduled for April 5-6, 2002, at the Westin, 400 Corporate Drive, Ft. Lauderdale, Florida 33334.

Copies of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-3253.

The Board of Medicine hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed on behalf of Richard Goldberg, M.D. The Board reviewed the petition at its meeting held on February 2, 2002, in Jacksonville, Florida. The Board’s Final Order, filed in this cause on February 21, 2002, finds that the Petition does not meet the requirements of Section 120.565, Florida Statutes, and therefore the Board declines to answer the Petition and dismisses the Petition.

A copy of the Petition and the Board’s Final Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-3253.

The Board of Medicine hereby gives notice that it has issued a Final Order in the Petition for Declaratory Statement filed on behalf of Phillip W. Farthing, M.D., J.D. The Board reviewed the petition at its meeting held on February 2, 2002, in Jacksonville, Florida. The Board’s Final Order, filed in this cause on February 21, 2002, finds that under that specific facts of the petition, the Petitioner is entitled to renew his license without the necessity of a competency exam. Petitioner is

excused payment for the fee for converting his license from inactive to active; however, if the renewal fee paid to renew the license in inactive status is less than the fee to renew in active state, Petitioner will be required to pay the additional fees.

A copy of the Petition and the Board’s Final Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, BIN #C03, Tallahassee, Florida 32399-3253.

NOTICE IS HEREBY GIVEN THAT the Board of Nursing has DENIED a request for a declaratory statement on February 7, 2002, in response to the Petition for Declaratory Statement received from Carol Nelson Watson, R.N. August 8, 2001.

Petitioners requested a declaratory statement from the Board in regard to Section 464.003(a), Florida Statutes, and whether a Registered Nurse may perform colon hydrotherapy with or without direct supervision. The Board determined that a response to the petition was inappropriate due to insufficient information.

A copy of the Petition and Order may be obtained by writing: Dan Coble, Executive Director, Board of Nursing, 4052 Bald Cypress Way, BIN #C02, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN THAT the Board of Nursing has DENIED a request for a declaratory statement on February 7, 2002, in response to the Petition for Declaratory Statement received from Andrea M. Schulte, R.N. April 25, 2001.

Petitioners requested a declaratory statement from the Board in regard to Section 464.003(2)2., Florida Statutes and the use of lasers for hair removal, vascular lesions and sclerotherapy. The Board determined that a response to the petition was inappropriate due to insufficient information.

A copy of the Petition and Order may be obtained by writing: Dan Coble, Executive Director, Board of Nursing, 4052 Bald Cypress Way, BIN #C02, Tallahassee, Florida 32399.

**Section VIII  
Notices of Petitions and Dispositions  
Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**