

FILED DATE - OCT 06 2021

Department of Health

By: Ann Marie Maus  
Deputy Agency ClerkSTATE OF FLORIDA  
BOARD OF ATHLETIC TRAINING

DEPARTMENT OF HEALTH,

Petitioner,

vs.

Case No.: 2020-37128

License No.: AL 1176

JEM A. SIRRINE,

Respondent.

FINAL ORDER ACCEPTING VOLUNTARY RELINQUISHMENT

THIS MATTER came before the Board of Athletic Training ("Board") pursuant to Sections 120.569 and 120.57(4), Florida Statutes, at a duly noticed public videoconference meeting on October 5, 2021. Board members present were Billy J. "Bo" McDougal, Kari Riddle, Dr. Randy Schwartzberg, Dr. Kevin Christie, James B. Hudson, and James T. Watson. Lynette Norr, Assistant Attorney General, served as legal counsel to the Board. Petitioner was represented by Christina A. Shideler, Assistant General Counsel. Respondent was not present and was not represented by legal counsel. Complainant, A.B., appeared before the Board.

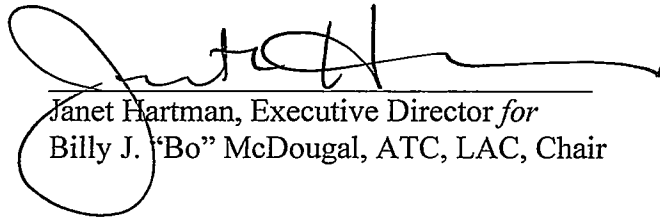
Petitioner sought disciplinary action against Respondent's license to practice as an Athletic Trainer in the state of Florida based on a public complaint alleging violation of sections 456.063(1), 456.072(1)(k)(v)(dd), 468.715, and 468.719(1)(e), Florida Statutes. Respondent waived a finding of probable cause and submitted a signed and notarized disciplinary Voluntary Relinquishment of License to the Department. Respondent agrees to never reapply for licensure as an Athletic Trainer in the State of Florida. After considering the record of the case, the Board voted to accept Respondent's Voluntary Relinquishment of License, a copy of which is attached to and made a part of this Final Order.

**It is therefore ORDERED** that the Voluntary Relinquishment of license AL 1176 is accepted.

This Final Order shall take effect upon being filed with the Clerk of the Department of Health.

DONE AND ORDERED this 5<sup>th</sup> day of October, 2021.


BOARD OF ATHLETIC TRAINING



Janet Hartman, Executive Director for  
Billy J. "Bo" McDougal, ATC, LAC, Chair

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail and regular mail to counsel for Respondent: Lance Leider, Esquire, The Health Law Firm, 1101 Douglas Avenue, Suite 1000, Altamonte Springs, Florida 32714; and by electronic mail to Mr. Leider at [lleider@thehealthlawfirm.com](mailto:lleider@thehealthlawfirm.com) and to Lynette Norr, [Lynette.Norr@myfloridalegal.com](mailto:Lynette.Norr@myfloridalegal.com) Assistant Attorney General, and to Christina A. Shideler, [Christina.Shideler@flhealth.gov](mailto:Christina.Shideler@flhealth.gov) Assistant General Counsel, this 6<sup>th</sup> day of October, 2021.



Annun Matus  
Deputy Agency Clerk

FILED  
 DEPARTMENT OF HEALTH  
 DEPUTY CLERK  
 CLERK: *Bridget Coates*  
 DATE: SEP 17 2021

STATE OF FLORIDA  
 DEPARTMENT OF HEALTH

DEPARTMENT OF HEALTH,  
 Petitioner,

v.

DOH Case No. 2020-37128

JEM A. SIRRINE,  
 Respondent.

VOLUNTARY RELINQUISHMENT OF LICENSE

Respondent, Jem A. Sirrime, license No. AT 1176, hereby voluntarily relinquishes Respondent's license to practice athletic training 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 Athletic Training (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 an athletic trainer in the State of Florida.

3. Respondent agrees to voluntarily cease practicing athletic training immediately upon executing this Voluntary Relinquishment. Respondent further agrees to refrain from

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the practice of athletic training until such time as this Voluntary Relinquishment is presented to the Board and the Board issues a written final order in this matter.

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

5. 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.

6. 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.

7. 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 15<sup>th</sup> day of September, 2021.

[Signature]  
Jem A. Sierine

STATE OF ~~FLORIDA~~ Tennessee  
COUNTY OF Shelby

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online  
notarization, this 15<sup>th</sup> day of September, 2021, by  
JEM ALAN SIERINE

[Signature]

Signature of Notary Public

Print, Type or Stamp Commissioned name of Notary Public

My Commission Expires:

Personally Known \_\_\_\_\_ OR Produced Identification TN DL

Type of Identification Produced TN DL



My Commission Expires July 1, 2023



## STATE OF FLORIDA

**DEPARTMENT OF HEALTH**

## INVESTIGATIVE REPORT

Office: Tampa-Area VI	Date of Complaint: 12/01/20020	Case Number: 202037128
Subject: <b>JEM SIRRINE, ATHLETIC TRAINER</b> 104 Pasco Road Winter Haven, Florida 33884 (863) 557-7195 (cell)	Source: <b>A.B. (PATIENT)</b>	
Profession: Athletic Trainer	License Number and Status: AL1176 clear/active	
Related Case(s): None	Period of Investigation and Type of Report: 12/03/2020 through 12/15/2020-FINAL	
Alleged Violation: F.S. 456.063(1), 456.072(1)(k)(v)(dd), 468.715 and 468.719(1)(e)		
<p>Synopsis: This investigation is predicated upon the receipt of the Case Summary (Exhibit # 1) based on the complaint received from twenty-three-year-old-female patient A.B. On 11/09/2020 A.B. sustained an injury to her left quad muscle, while she was playing volleyball. A.B. reported to the training room to place heat on her injury and on her way to the training room when SIRRINE insisted that he provide Neuromuscular Electronic Stimulation (STIM) treatment for her. A.B. alleged they entered the training room and SIRRINE instructed her to get on the bed with her feet facing the wall and her head facing the door. A.B. alleged SIRRINE stuck his hand in her spandex and moved the spandex and her underwear and moved both of these clothing items to the side exposing A.B.'s vagina for an absolute unnecessary time period. SIRRINE allegedly placed the STIM pad nowhere close to the injury site. Once the pads were placed on A.B. it was determined that the machine was not functioning. SIRRINE then removed the STIM pad and in the process exposed A.B.'s vagina for a second time. When A.B. attempted to exit the room SIRRINE was sitting in a "provocative" manner and she is unsure if SIRRINE was aroused. A.B. informed the coach of the volleyball team and a representative from Human Resources about the alleged incident pertaining to SIRRINE. After reporting the allegations to the volleyball coach A.B. was informed that there had been a prior similar incident with another athlete and SIRRINE. A.B. reported the allegations pertaining to SIRRINE to Lakeland Police Department.</p>		
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Subject Notification Completed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Subject Responded? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Patient Notification Completed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Above referenced licensure checked in database/LEIDS? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Board certified? Name of Board: Date: Specialty:		
Law Enforcement <input type="checkbox"/> Notified Date: <input checked="" type="checkbox"/> Involved Agency: Lakeland Police Department		
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Subject represented by an attorney? Attorney information: Attorney LANCE LEIDER, Health Law Firm 1101 Douglas Avenue Suite 1000 Altamonte Springs, Florida 32714 (407) 331-6620.		
Investigator/Date: 12/15/2020  Cynthia DeMetrovich  Cynthia DeMetrovich TI-127 Medical Quality Assurance Investigator	Approved By/Date: 12/15/2020  Victor Troupe TI-123 Investigation Supervisor	
Distribution: HQ/ISU		Page 1