

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

DEPARTMENT OF HEALTH, BOARD
OF OSTEOPATHIC MEDICINE,

Petitioner,

vs.

CASE NO: 24-4162PL

HEIDI MARJAANA LAHTENMAA,
D.O.,

Respondent.

_____/

VOLUME I
(Pages 1 through 134)

TRANSCRIPT OF
VIDEO-TELECONFERENCE PROCEEDINGS

DATE TAKEN: August 5, 2025
TIME: 9:00 a.m. - 3:18 p.m.
BEFORE: The Honorable Robert S. Cohen

Proceedings reported by:

JESSICA RENCHEN, Court Reporter
On Behalf of
For The Record Reporting

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P R O C E E D I N G S

1
2 THE COURT: Good morning, everyone. We're
3 here via Zoom conference in the matter of
4 Department of Health versus Heidi Marjaana
5 Lahteenmaa. Is that how you pronounce your name,
6 ma'am? Doctor?

7 DR. LAHTENMAA: Yeah, that's pretty good.
8 Yeah, that's close enough.

9 THE COURT: Why don't you pronounce it, and
10 I'll try to get it your way.

11 DR. LAHTENMAA: Heidi Marjaana Lahteenmaa.

12 THE COURT: Lahteenmaa?

13 DR. LAHTENMAA: Yeah.

14 THE COURT: I'm Bob Cohen. I'm the
15 Administrative Law Judge assigned to the case.
16 The Division of Administrative Hearings Case
17 Number is 24-4162PL for a professional licensure.

18 The case concerns the issue of whether the
19 Department's administrative complaint alleging
20 that Dr. Lahteenmaa is unable to practice as an
21 osteopathic physician with reasonable skill and
22 safety to patients due to unspecified psychosis
23 and whether that's supported by the law and facts
24 applicable to this proceeding.

25 Will a transcript of the proceedings be

1 ordered?

2 MR. MORRIS: Yes.

3 THE COURT: Thank you.

4 As the procedural rules of the hearing are
5 governed by the rules of administrative procedure,
6 which is Rule Chapter 28-106 of the Florida
7 Administrative Code, as well as Chapter 120
8 Florida Statutes, the Administrative Procedure
9 Act.

10 At the conclusion of the hearing, it's my
11 responsibility to issue a recommended order to the
12 Board of Osteopathic Medicine setting forth
13 findings of fact, conclusions of law, and a
14 recommended disposition of the case. The parties
15 will have the opportunity, if they desire, to
16 submit proposed recommended orders, and we'll talk
17 about the timing of that when we get towards the
18 end of the hearing.

19 Let me ask the parties to identify yourselves
20 for the record, beginning with the Department
21 Counsel.

22 MR. MORRIS: Michael Morris for the
23 Petitioner, Department of Health.

24 THE COURT: Okay. And do you have a
25 designated representative with you here today?

1 MR. MORRIS: I don't know if -- she is not on⁶
2 yet. It would be Niaah Ellis.
3 THE COURT: Okay.
4 MR. MORRIS: N-I-A-A-H E-L-L-I-S.
5 THE COURT: Okay. So, we'll get back to that
6 in just a minute.
7 Doctor, would you identify yourself for the
8 record, please?
9 DR. LAHTENMAA: Heidi Marjaana Lahteenmaa.
10 Do you need my driver's license number? I think
11 it said something about it.
12 THE COURT: I do not. You're the respondent
13 in this case, so I believe you are who you are,
14 and you've certainly communicated a lot with the
15 division through your filings. So unless there is
16 a question from Mr. Morris or the Department, I
17 will not need any further identification from you.
18 MR. MORRIS: No question, Your Honor.
19 THE COURT: Okay, good.
20 Are there any preliminary matters we need to
21 discuss before we get started?
22 MR. MORRIS: Your Honor, as far as exhibits,
23 we're not going to be objecting to any of the
24 Respondent's proposed exhibits. I do believe she
25 has an objection to all of ours, but we're not

1 objecting to hers.

2 THE COURT: Okay. Doctor, do you have an
3 objection to the Department's exhibits?

4 DR. LAHTENMAA: Well, being that all my
5 devices, like pretty much every single one, are
6 hacked, I mean, how do you know what is valid and
7 what is not? They have been hacked ever since my
8 whistleblowing, but I guess we'll get into that.

9 THE COURT: Well, we're going to talk about
10 that. I don't know that we're going to get much
11 into that, because in my capacity as an
12 administrative law judge in this type of
13 proceeding, I am bound by the allegations within
14 the four corners of the administrative complaint
15 filed by the Department and Board of Osteopathic
16 Medicine against your license.

17 There's a lot of other information that I've
18 seen, as you know, as you filed a couple of
19 motions to dismiss, and I've dealt with those,
20 that relate to matters that are not only outside
21 the scope of what an administrative law judge
22 does, but are not related to what's in the
23 complaint against you.

24 And I'll start with anything regarding your
25 former attorney, there's a lot of information that

1 was submitted in this case that has to do with
2 actions of your attorney and potential grievances
3 against your attorney. But that's -- grievances
4 against attorneys in the state of Florida are
5 handled by the Florida Bar and ultimately by the
6 Florida Supreme Court, not by the Division of
7 Administrative Hearings. I have absolutely no
8 jurisdiction to take any evidence regarding that
9 and to do anything with that evidence.

10 If you have an issue with your former
11 attorney or with any attorneys, you have to file a
12 grievance with the Florida Bar, and they're in no
13 way connected with us. They're independent of the
14 executive branch of government in Florida. It's
15 part of the judicial branch, actually part of the
16 Supreme Court.

17 DR. LAHTENMAA: Yes, I did file a complaint
18 with the Florida Bar.

19 However, as far as the cyber attack evidence,
20 I feel that is pertinent to this case. That is at
21 the core of the allegations, so I think it should
22 be covered. Without that, no diagnosis can be
23 made.

24 THE COURT: Okay. Well, when you testify,
25 you'll be able to submit that, because in this

1 case, the Department has the burden of proving
2 that by clear and convincing evidence, which is a
3 pretty high standard, that you -- in the words of
4 the administrative complaint, that you're unable
5 to practice your profession with reasonable skill
6 and safety. And it's based upon a specific --
7 well, I shouldn't say that, use that word --
8 unspecified psychosis, or a psychosis of
9 unspecified origin.

10 So, anyway, the Department has the burden of
11 proof. That means they'll be putting their case
12 on first. You'll have the opportunity to
13 cross-examine any of their witnesses that they
14 call.

15 And I noticed that you filed a document
16 entitled Notice of No Witnesses, and I reviewed
17 that document. It's something I've never seen
18 before. I mean, of course, if you're not calling
19 any witnesses, that's okay. I mean, I've had
20 plenty of people testify on their own behalf and
21 not call additional witnesses.

22 DR. LAHTENMAA: May I say something about
23 that?

24 THE COURT: In just one minute, please. I
25 want to ask a question, and then I think your

1 response would cover this.

2 And you -- the reason you gave in the second
3 paragraph is due to credible, you're not
4 calling -- you don't intend to call any witnesses
5 at the hearing due to credible concerns of witness
6 intimidation, potentially involving mafia,
7 Teladoc, and cyber gang elements tied to a sealed
8 Teladoc investigation.

9 DR. LAHTENMAA: Yes.

10 THE COURT: I don't know what any of that's
11 about, but I am not in the business of
12 intimidating or harassing witnesses. Any witness
13 that testifies in this proceeding will be sworn
14 in, and they will have the opportunity to give
15 full and complete testimony.

16 If I hear anything that I've never heard from
17 Mr. Morris, but if Mr. Morris were to, other than
18 a legal objection, if Mr. Morris were to try to
19 intimidate a witness who's on the stand, I would
20 have something to say about that at the time. I
21 don't expect that to happen today or ever. So,
22 and I will say that I've had some attorneys in the
23 past who have been, let's say, aggressive towards
24 witnesses who are on the stand, and I shut that
25 down pretty quickly. I don't expect to see that

1 today.

2 And I really don't see -- I'm sorry you
3 thought you couldn't call other witnesses if you
4 wanted to call witnesses, but it's not because of
5 anything that's going to happen in this proceeding
6 today or in any order that I issue concerning this
7 proceeding. So if you want to comment on that,
8 please do.

9 DR. LAHTENMAA: Yes. It's not that I don't
10 want to have witnesses. I would love to. But
11 they do not want to be here. Reason being, all of
12 this started after I was on Teladoc, which is a
13 global organization. It's the biggest
14 telemedicine company in the world. They have
15 80,000 clients in the United States alone.
16 They're in over 130 countries. And this is open
17 court, right? It's open to public.

18 I have been harassed ever since my
19 whistleblowing. So when my friends found out
20 about that, they don't feel comfortable coming to
21 open court on Zoom where Teladoc, personnel from
22 Teladoc, or Mafia, the cybergangsters, could
23 possibly be present. They told me that. And I'm
24 not going to push them to do that. I don't think
25 that's fair.

1 So that's why. I don't mean I'm intimidated¹²
2 by you guys, no. But organized crime. And
3 Teladoc is a big company. Whistleblowers die all
4 the time. What happened to Boeing whistleblower?
5 I mean, it's not like you can just ignore it.
6 It's a fact. So, no, I don't have the -- I'm not
7 allowed to have witnesses for that reason. I'm
8 not going to force them.

9 THE COURT: Well, you do have the opportunity
10 to have subpoenas issued by me that could be
11 certain witnesses that would command them to
12 appear in court.

13 DR. LAHTENMAA: Yes, I understand, but I
14 don't think it's ethical. It's not right. If
15 they don't want to do it, and it could be
16 dangerous for them, I don't want to do it. I
17 don't think it's right.

18 THE COURT: Okay. Well, that's your choice.
19 I mean, it's --

20 DR. LAHTENMAA: Well, it's not really my
21 choice. I have to do it. I'm not going to force
22 them. It's the situation, it's absurd.

23 THE COURT: Well, I can only consider the
24 evidence that I hear during this proceeding, so --

25 DR. LAHTENMAA: Yeah, it's very unfair.

1 THE COURT: Okay. All right. So, any other
2 preliminary -- I guess, Mr. Morris, we'll take up
3 your exhibits as you offer them into evidence, and
4 I'll make rulings at the time. There aren't that
5 many exhibits. I think there are a total of,
6 what, 12?

7 MR. MORRIS: Twelve. We have 12 exhibits. I
8 believe she had some 30-something, but we have no
9 objection to her exhibits coming in.

10 THE COURT: Okay. Then I will admit
11 Respondent's Exhibits without objection.

12 I'm going to reserve ruling on whether I
13 believe the exhibits are all relevant because I
14 have not read the exhibits. I don't read the
15 exhibits until they're accepted into evidence, but
16 I will certainly take them into evidence, and
17 we'll see if, to the extent that they're relevant
18 to the issues in this case, I will use them in
19 reaching my decision.

20 All right. If there's nothing further as
21 preliminary matters, let me ask first if you want
22 the rule invoked? And, Doctor, invoking the rule
23 means that only the witness who is testifying at
24 the time is allowed to be present on the Zoom in
25 the hearing room. Of course, you are allowed to

1 be present throughout the proceeding. This
2 proceeding is concerning your license. Mr.
3 Morris, as counsel for the Department, will, of
4 course, be here throughout the proceeding. I
5 believe he has two of his colleagues who are
6 listening in here or watching in here, and they
7 can be present because they're not listed as
8 witnesses, and I'm sure he would say something
9 right now if he intended to call them as
10 witnesses, but there is counsel in his office at
11 the Department.

12 (Respondent's Exhibits were admitted into
13 evidence.)

14 MR. MORRIS: The only person, Your Honor,
15 that we intend to call that's present on the call
16 is Dr. Treese, and that is our expert.

17 THE COURT: Okay. And what about Dr. Dahlin?

18 MR. MORRIS: And Dr. Dahlin will be our first
19 witness.

20 THE COURT: Okay. All right. Well, then --
21 yes?

22 DR. LAHTENMAA: What about Dr. D [REDACTED] I
23 thought he was going to be here.

24 MR. MORRIS: I'm in telephone contact with
25 him. He will be here later.

1 DR. LAHTENMAA: Oh.

2 THE COURT: Okay. All right, then. We'll
3 deal with that if another witness comes on, but
4 let me ask if the parties would like to make brief
5 opening statements, beginning with the Petitioner,
6 the Department?

7 MR. MORRIS: Yes. Well, just very briefly,
8 Your Honor.

9 This is, we think, a very clear case,
10 unfortunately, of impairment, and we do believe
11 that the evidence put on by our expert, who has
12 evaluated Dr. -- and I'm going to try to say it
13 correctly -- Lahteenmaa, he's evaluated her. He's
14 reviewed her Baker Act records. He's reviewed her
15 filings. He's going to have the chance to view
16 her behavior and her exhibits today.

17 So we believe that we're going to be able to
18 prove this case with clear and convincing
19 evidence. Thank you.

20 THE COURT: Thank you.

21 Doctor, would you like to make an opening
22 statement at this time?

23 DR. LAHTENMAA: Yes.

24 I think this whole entire procedure, it is
25 going to be known as extremely unfair. I

1 whistleblower in the biggest telemedicine company¹⁶
2 in the world, and the way I have been treated, it
3 is so unfair by everybody. It's absolutely
4 horrid, and when this comes to public, they're not
5 going to like it. This is absolutely horrible
6 what has been done to me, on top of everything
7 else.

8 And what happened to whistleblowing laws?
9 Whistleblower protection laws? I suppose they
10 don't matter in my case, I suppose. But, yeah, so
11 basically that's what I wanted to let you guys
12 know. I don't think there's anything fair about
13 this case.

14 THE COURT: Okay.

15 DR. LAHTENMAA: Right from the beginning
16 until today, including the initial complaint,
17 which doesn't exist, by Dr. Dahlin, that I'm
18 supposed to have legally and signed and dated. It
19 doesn't exist. There's so many different things.

20 But it's just absurd that the state of
21 Florida sales failed whistleblowers so badly. So
22 badly. It is absolutely awful. All of you should
23 be ashamed. Every single one of you.

24 THE COURT: Well, we are not here today on a
25 whistleblower case. We're here today on a

1 licensure case from the Department of Health,
2 Board of Osteopathic Medicine.

3 And a whistleblower case is something that we
4 see here when it comes referred here by the
5 Florida Commission on Human Relations, which is
6 the state version of the Equal Employment
7 Opportunity Commission. And then there are
8 whistleblower cases in the state of Florida.
9 There's a Florida Whistleblower Act where
10 whistleblowers can take their cases to circuit
11 court in Florida. But that's not what we're here
12 with today. Today is just the case that was
13 brought against your license by the Department of
14 Health.

15 DR. LAHTENMAA: It caused some
16 whistleblowing. It's all connected.

17 THE COURT: That's something when you're
18 putting on your case or cross-examining witnesses,
19 you may certainly inquire as to the motivation for
20 the filing of the complaint.

21 But at this point, it is the Petitioner's
22 burden to prove the complaint against you. And
23 so, Mr. Morris, I would like to ask you to call
24 your first witness. I believe you said it's Dr.
25 Dahlin?

1 MR. MORRIS: Yes, Dr. Dahlin.

2 THE COURT: Doctor, would you raise your
3 right hand to be sworn.

4 Do you swear or affirm the testimony you'll
5 give in this proceeding will be the truth, the
6 whole truth and nothing but the truth?

7 THE WITNESS: I do.

8 THE COURT: Please state your name for the
9 record.

10 THE WITNESS: My name is Robert Dahlin.

11 THE COURT: You may inquire, counsel.

12 MR. MORRIS: Yes.

13 DIRECT EXAMINATION

14 BY MR. MORRIS:

15 Q. And can you state your work address?

16 A. Yes. 1012 East 2nd Street, Duluth,
17 Minnesota.

18 Q. And can you tell me just a little bit about
19 yourself, a little bit about you professionally?

20 A. I work here as a neurosurgeon on staff,
21 pretty much practicing general neurosurgery.

22 Q. And can you tell me, is Exhibit 6 a true and
23 correct copy of your resume?

24 A. Yes.

25 MR. MORRIS: I can share that, Judge, if you

1 want me to, but we previously marked it as Exhibit
2 6.

3 THE COURT: I have all the exhibits here on
4 my screen. I have it in front of me.

5 BY MR. MORRIS:

6 Q. Okay. So that is a true and correct copy of
7 your resume, Doctor?

8 A. I don't see what you have in front of you,
9 but if it's what I sent you, then yes.

10 Q. It is, it is.

11 And can you tell me just briefly, how do you
12 know Dr. Lahteenmaa?

13 A. We met in medical school.

14 Q. And when was that approximately?

15 A. Oh, gosh. Did we start in 2009? I think,
16 yeah. It's been long enough now, I'll need to look at
17 my diploma to when I started. Yeah, I want to say it
18 was 2009-ish. 2013, I think.

19 Q. And can you tell me, what is your
20 relationship like with Dr. Lahteenmaa?

21 A. Prior to these events, our relationship was
22 that of very good friends. We, in med school, we
23 studied a lot, pretty much most days for a few hours
24 at a time. We would go out and hang out, have fun.

25 After med school, we continued to talk and

1 to, you know, hang out and go visit from time to time.²⁰
2 Me and my wife flew down to Florida one time and hung
3 out with her. She was the best man at my wedding.
4 So, yeah, that's been our relationship up until the
5 last two years.

6 Q. Okay. And you said, "until the last two
7 years." How often would you say before that last two
8 years you were in contact with Dr. Lahteenmaa?

9 A. A couple times a year, at least by phone.
10 There was a time, when I first moved up here, she was
11 actually practicing as a locums physician at Essentia,
12 which is the neighboring hospital. And during that
13 time, we would spend some more -- we would actually
14 hang out more.

15 Q. And can you tell me, did you ever see any
16 problems that were concerning for you about her mental
17 health during that time up until two years ago?

18 A. No.

19 Q. And was there an event or something that
20 changed your relationship?

21 A. Yeah, me providing this complaint to the
22 board.

23 Q. And what was it specifically that caused you
24 concern about Dr. Lahteenmaa about two years ago?

25 A. She had these persistent delusions. I think

1 delusion is probably the best description of it, where²¹
2 she consistently felt like people were out to get her.
3 She felt that everyone -- when we went outside for a
4 walk one time, she basically thought that everyone
5 that passed us by was watching us. A helicopter flew
6 by, they were spying on us, things of that nature.

7 Q. And was that different from how she behaved
8 before?

9 A. Dramatically.

10 Q. And can you tell me, what did you do as a
11 result of that kind of behavior?

12 A. I discussed getting help, being referred to
13 PRN, and trying to get her just as much psychological
14 assistance as possible, and being there for her.

15 Q. Did she agree to any of that help?

16 A. She did not.

17 Q. And what sorts of help were you asking for?

18 A. I would assume probably two types that she
19 was going to need. One was going to be from a
20 professional standpoint, being able to maintain her
21 license through a service like PRN, and also
22 psychiatric help to help diagnose and treat.

23 Q. Did you contact PRN?

24 A. I'm trying to remember the website that I
25 provided the complaint on. I can't remember if that

1 was their website or not.

2 Q. But you do believe that you started the
3 events in question going, correct?

4 A. Correct, yes.

5 Q. Okay. And have you kept in contact with Dr.
6 Lahteenmaa?

7 A. Not really. So she does occasionally send me
8 texts. And the last time, and I think I told you, I
9 think it was March, that we had kind of a brief
10 conversation over text. And for the most part, I just
11 chose not to engage.

12 Q. And I'm going to show you what we've marked
13 as Exhibit 10. Just one second. I want to make sure
14 I've got it up.

15 THE COURT: Mr. Morris, it appears that
16 you're muted right now.

17 MR. MORRIS: Let me stop sharing. Can you
18 hear me now?

19 THE COURT: Yes, yes. When you had the
20 document on the screen, I just saw your audio icon
21 with the slash through it.

22 MR. MORRIS: Yeah, I think it's unfortunate
23 because it doesn't show as mute on my Zoom.

24 THE COURT: Oh.

25 BY MR. MORRIS:

1 Q. All right. So I'm going to show you again.
2 Or did you see those texts?

3 A. I did see it.

4 Q. Okay. Well, are those texts a true and
5 correct copy of what you and Dr. Lahteenmaa had shared
6 by text?

7 A. Yes.

8 Q. And in those texts, did she share a letter to
9 President Trump that she had sent?

10 A. To be fair, what I sent you, I maybe read
11 half of it at best. I did not feel like -- to be
12 honest with you, there's no point in reading any of
13 those.

14 Q. And why is there no point in reading any of
15 those?

16 A. I would say there's no substance to it. You
17 and I are having a conversation. We're talking about
18 our day, how things are going, meaningful things, but
19 they feel more equivalent to a rant. And I just --
20 I've heard enough of it that there's -- I don't think
21 I need to read or hear another one, to be honest.

22 THE COURT: Doctor, do you have an objection?

23 DR. LAHTENMAA: When can I ask a question
24 from Bobby?

25 THE COURT: Not until Mr. Morris has

1 completed his direct examination. Then you'll
2 have all the time you need for cross-examination.

3 BY MR. MORRIS:

4 Q. You can go ahead and finish, Doctor. What
5 were you saying?

6 A. Basically, just I've -- we've talked enough,
7 me and her, and I've seen enough of her texts. And
8 some time ago, too, I think she sent some e-mails
9 similar, where it's just they're all the same. It's
10 just some new twist on the conspiracy that I just
11 don't have any interest in engaging or reading it.

12 Q. Does it make you sad?

13 A. It did, less so now. I think I have accepted
14 what's going on.

15 Q. And within those texts that she sent you, she
16 did include a letter that she sent to President Trump
17 about various conspiracies, correct?

18 A. If it's documented in the text, then yes.
19 Yeah, like I said, I didn't read through most of it.

20 Q. And they were all from Heidi, correct?

21 A. Correct.

22 MR. MORRIS: At this point, we'd introduce
23 our Exhibit 10, Your Honor.

24 THE COURT: And do you want to introduce
25 Exhibit 6, the Doctor's CV?

1 MR. MORRIS: Yes.

2 THE COURT: Dr. Lahteenmaa, any objection to
3 the Doctor's CV?

4 DR. LAHTENMAA: Are you talking about the
5 texts?

6 THE COURT: No. First of all, Exhibit 6 was
7 his resume or CV.

8 DR. LAHTENMAA: No.

9 THE COURT: Okay. Then 6 is admitted without
10 objection.

11 Now, do you have an objection to the texts
12 that are Exhibit 10?

13 (Petitioner's Exhibit No. 6 was admitted into
14 evidence.)

15 DR. LAHTENMAA: I haven't read them. I
16 glanced at them. But yeah, I'm sure I talked
17 about the letter to Trump. And by the way, we met
18 in 2008, not 2009.

19 But as far as texts, yeah, probably.

20 THE COURT: Do you have an objection to their
21 authenticity in being admitted into evidence?

22 DR. LAHTENMAA: No.

23 THE COURT: Okay. Exhibit 10 is admitted
24 without objection.

25 (Petitioner's Exhibit No. 10 was admitted

1 into evidence.)

2 BY MR. MORRIS:

3 Q. And did Dr. Lahteenmaa ever talk to you, Dr.
4 Dahlin, about people trying to kill her?

5 A. Yes.

6 Q. And how often did that happen? Did you hear
7 my question, Dr. Dahlin?

8 A. Yes, you asked -- I'll repeat. You asked if
9 she had ever mentioned that people were threatening
10 her life; is that correct?

11 Q. Yes. And how often did that happen? I think
12 you froze for a second.

13 A. Yes. So she would talk about that, I would
14 say, probably every time we spoke.

15 Q. And did she ever talk about a Miami mafia?

16 A. She talked about multiple mafias.

17 Q. And did she ever talk about people trying to
18 torture her?

19 A. Yes.

20 Q. Are you familiar with the term unspecified
21 psychosis?

22 A. Loosely. I understand what it probably means
23 just because in medicine, using the term unspecified
24 is a pretty common term. And I understand what
25 psychosis is.

1 Q. Is it essentially a psychosis of unknown
2 origin?

3 A. As I understand it, yes.

4 Q. And do you believe that that is what Dr.
5 Lahteenmaa has right now, or do you know?

6 A. I wouldn't report to be a psychiatrist, but I
7 would say that she expresses delusions that would be
8 consistent with psychosis.

9 Q. And would you believe that she would be safe
10 to practice as a physician right now? An osteopathic
11 physician?

12 A. I do not.

13 Q. Have you viewed any other materials from this
14 case?

15 A. You sent me a copy of, I think, some filings
16 as well. I read through those.

17 Q. And are those the types of concerns that she
18 continually brings up to you?

19 A. Correct.

20 Q. And just give me a summary of what those
21 concerns are.

22 A. She feels that Taladoc and various other
23 entities are listening in on her. They are basically,
24 she uses the word torture, but essentially persecuting
25 her and keeping her from voicing her complaints and

1 making them known. And, yeah, just giving her
2 psychological distress through constant monitoring.

3 Q. And just to double check, this behavior the
4 last two years has been very different from her
5 behavior prior to that; is that correct?

6 A. Correct.

7 MR. MORRIS: Okay. No further questions.

8 THE WITNESS: Thank you. Dr. Lahteenmaa?

9 DR. LAHTEENMAA: Yes. So I can ask questions
10 for Bobby now?

11 THE COURT: Yes, you may.

12 DR. LAHTEENMAA: Okay. Thank you.

13 CROSS-EXAMINATION

14 BY DR. LAHTEENMAA:

15 Q. So, Bobby, how are you?

16 A. I'm okay. How are you?

17 Q. I don't know. Did you look at any of the
18 evidence that I posted?

19 A. No.

20 Q. Okay. So, are you familiar with the term of
21 willful blindness, or reckless disregard, or perjury?

22 MR. MORRIS: Objection; relevance.

23 THE COURT: What's the relevance? Are you
24 saying that he's being untruthful today?

25 DR. LAHTEENMAA: Well, I'm saying it's a big,

1 major accusation, right, to say somebody's
2 psychotic. And I posted tons of evidence on the
3 public court website, supposedly. And I think
4 it's only fair that Dr. Dahlin should have went
5 through it so he can come here and make educated
6 charges. And not just accuse me without looking
7 through any of my evidence. I have tons. And
8 that's just only a small drop. I mean, I have so
9 much evidence. So, if you don't look at it, it
10 could be reckless disregard to say, oh, you're
11 psychotic, but I'm not going to look at it.

12 THE COURT: Let me just, excuse me, interrupt
13 for just a second. Dr. Dahlin told us what he
14 looked at and what he didn't look at. And he
15 based a lot of what he said on his personal
16 friendship with you prior to two years ago and
17 then what he's observed and what he had. So you
18 may explore what he reviewed. And you may have
19 ultimately an opinion when you testify as to
20 whether you think that's sufficient for him to
21 reach the conclusion that he has.

22 But as far as accusing him of reckless
23 disregard or whatever else, that's something for
24 me to find if I were to have evidence of that.
25 So, this is really about you testing his knowledge

1 of what he said about you today. Which is, I know
2 he gave some pretty straightforward opinions as to
3 what he believes. And you can test his knowledge
4 as to whether he reviewed any documentation. But
5 I'll be the one to draw the conclusions from what
6 the evidence brings out today as to what happens
7 here.

8 We're not going to have -- this is kind of
9 getting in that area of argumentative where you're
10 going to argue now with a witness. And you really
11 just get to question him and to test the knowledge
12 and information that is behind what he has
13 testified about on direct examination.

14 DR. LAHTENMAA: Well, I'll ask him more
15 questions then.

16 BY DR. LAHTENMAA:

17 Q. So, Dr. Dahlin, you said, I have delusions.
18 What is a delusion?

19 A. It's an untrue belief.

20 Q. Okay. So, false beliefs despite what
21 everybody else believes, right?

22 A. That's correct.

23 Q. How do you know my beliefs are false if you
24 haven't looked at the evidence, except what you saw
25 when you came to visit me? Did you see the Teladoc

1 subpoena?

2 A. No, I did not see the Teladoc subpoena.

3 Q. I showed it to you. You asked -- you asked
4 to see it.

5 A. Did I?

6 Q. I said, "Here it is."

7 A. Back in, when I was there in, whenever that
8 was, November?

9 Q. In my place, yes. You said, "I want to see
10 the subpoena." I said, "Here it is."

11 A. Okay.

12 Q. So now you're saying, no?

13 A. I guess that I don't remember it.

14 Q. And did you see any of the other hacking
15 evidence? Like the patients, problems on Teladoc
16 systems, that [REDACTED] has been to -- tons of people
17 have. I have tons of evidence.

18 A. I have that --

19 Q. You came with your dad's cell phone.
20 Government cell phone.

21 A. No, I came with my cell phone.

22 Q. You came with your dad's cell phone. What
23 does your dad do?

24 A. My dad is retired now.

25 Q. Yeah, what does he do? What did he do for

1 work?

2 A. He worked with Northrop Grumman.

3 Q. Did he work for government?

4 A. No, but his company was contracted with the
5 government.

6 Q. Okay. But you came in using a cell phone.

7 And you saw some of the evidence.

8 MR. MORRIS: Objection; argumentative.

9 BY DR. LAHTENMAA:

10 Q. I have screenshots of --

11 THE COURT: You have to ask questions. I'm
12 sorry, Doctor. You have to ask him questions and
13 allow him to answer. You don't get to then argue
14 about what he says. You can just ask him some
15 more questions and get the answers. I mean,
16 that's what argumentative means. When you start
17 saying, you know, you've done this without looking
18 at that. And that's the argumentative part.
19 That's your testimony, not his testimony. And
20 he's the witness right now. I need to get his
21 testimony related to accusations he's made against
22 you.

23 So I will get your testimony when it's your
24 turn, and you can talk about all this and your
25 impressions of what others said. But this is the

1 time for you to ask him questions, not to testify
2 at the same time as you're trying to ask
3 questions.

4 BY DR. LAHTENMAA:

5 Q. So, Bobby?

6 A. Yes.

7 Q. I have copies of your texts.

8 A. Okay.

9 Q. Exhibit 6D under Morris Burch PDF. 6D and
10 also 6F.

11 THE COURT: Are you going to show him those?

12 DR. LAHTENMAA: Well, I don't know how to do
13 it. It's on the court website.

14 THE COURT: Well, let's do it.

15 DR. LAHTENMAA: I have no idea how to do
16 that. Do you want me to read what it says?

17 THE COURT: You said it was Exhibit 6?

18 DR. LAHTENMAA: Yeah, it's under Morris
19 Burch PDF. It was on the -- when I did the motion
20 to dismiss the first one.

21 THE COURT: Well, the only exhibits that have
22 been introduced into evidence are the ones that
23 you filed for purposes of the hearing. So, do you
24 know -- is this in those exhibits? There are a
25 lot of exhibits here.

1 DR. LAHTENMAA: So these are not included in
2 the final evidence?

3 THE COURT: No, nothing attached to those
4 motions to dismiss are included in the final
5 evidence unless you offer it here today.

6 DR. LAHTENMAA: Well, I put a lot to those
7 last statements, but can I talk about this then or
8 no?

9 THE COURT: Well, you can ask him questions
10 about his text messages.

11 DR. LAHTENMAA: Okay.

12 BY DR. LAHTENMAA:

13 Q. So, this Exhibit 6D, it shows, it has a
14 screenshot of my phone, my phone number that I have
15 had for 20 years, 702-755-6142. It shows that it
16 belongs to P [REDACTED] G [REDACTED] (phonetic). And I said,
17 you got that text message. You said, yeah, I don't
18 care. Why is my phone number -- I wonder -- and I
19 know it's not a question for you, but obviously --

20 MR. MORRIS: Objection; that's not a question
21 for him.

22 THE COURT: Doctor, if it's not a question
23 for him, then you're --

24 DR. LAHTENMAA: I'm leading to the question
25 with that.

1 BY DR. LAHTEENMAA:

2 Q. So, obviously, there's something wrong if my
3 personal cell phone belongs to somebody else. And
4 then also in another text, you say, yeah, that looks
5 like a phishing scam.

6 THE COURT: Are you asking him this question?

7 DR. LAHTEENMAA: So, now I'm going to ask him
8 a question.

9 BY DR. LAHTEENMAA:

10 Q. So, then, how can you say that these are
11 false beliefs when I'm showing you hacking evidence?
12 How can you say I'm delusional regarding being hacked
13 when you have this evidence that you yourself said
14 that looks like a phishing scam?

15 A. I don't see how any of that shows that you
16 were being hacked or that people are coming after you.

17 Q. So, it's normal that my cell phone number
18 shows up as owned by somebody else?

19 MR. MORRIS: Objection; argumentative.

20 THE COURT: Overruled.

21 Can you answer the question, Dr. Dahlin?

22 THE WITNESS: Yeah. I think that you showing
23 me a picture of your phone being owned by someone
24 else does not demonstrate that you are being
25 tracked or persecuted because you don't know how

1 that data was compiled.

2 BY DR. LAHTENMAA:

3 Q. I'm not saying persecuted. I'm saying
4 hacked. You don't see that there's anything abnormal
5 about that?

6 A. The Internet gets stuff wrong all the time.
7 When is that abnormal?

8 Q. Yes, thank you. Most doctors and most people
9 in the United States actually have been hacked. So,
10 yeah, there are problems all the time. For some
11 reason, I'm the only one, when I record it, when I --

12 THE COURT: Doctor, we need a question.
13 You're testifying now. You can say something when
14 it's your time to testify, but the record makes it
15 appear that the doctor is either testifying about
16 this or that you're testifying when you haven't
17 been sworn. Actually, this is the Department
18 putting on its case. So your cross-examination is
19 limited to questions of the doctor based upon what
20 he testified on direct examination.

21 BY DR. LAHTENMAA:

22 Q. So, Robert, just so I understand --

23 THE COURT: Just a second. What he testified
24 about on direct examination did not go into
25 hacking and this other stuff and cyber conspiracy

1 and whatever else. It went directly into his
2 recommendations that you seek PRN or psychiatric
3 help, including diagnosis and treatment of any
4 condition that is determined to require such. His
5 testimony was pretty limited to that.

6 DR. LAHTENMAA: So may I clarify then?

7 THE COURT: Yes.

8 BY DR. LAHTENMAA:

9 Q. So, Bobby, you say I'm delusional; regarding
10 what? Regarding what exactly? Because you can be
11 delusional about a lot of things.

12 A. You were convinced that other people were
13 monitoring you and following you, for instance --

14 Q. Do you know that? Do you know if they are or
15 they are not?

16 A. I guess technically, no.

17 Q. Okay. So what am I delusional about?

18 A. A number of things.

19 Q. You say I'm delusional.

20 MR. MORRIS: Objection. She's not letting
21 the witness answer the question.

22 THE COURT: I think he understood the
23 question, Doctor.

24 So go ahead and answer, Dr. Dahlin.

25 THE WITNESS: So when I went and visited you

1 in Florida, there were examples where if you would
2 hear something from outside, you would hear
3 something on the roof, you would immediately
4 attribute that to someone who was going to either
5 be hacking you, listening to you, or involved in
6 this conspiracy.

7 BY DR. LAHTENMAA:

8 Q. Now, do you know that for a fact?

9 A. That when you heard that, when you heard
10 those sounds, you would tell me --

11 Q. You --

12 THE COURT: Doctor --

13 MR. MORRIS: She's arguing with the witness.

14 BY DR. LAHTENMAA:

15 Q. What sounds?

16 THE COURT: Dr. Lahteenmaa, you have to let
17 him finish his answer. Okay? He gets to complete
18 his answer, and then you can ask more questions.
19 But the court reporter can only get down one
20 person speaking at a time.

21 Go ahead, Dr. Dahlin.

22 THE WITNESS: Yeah, so essentially, I guess
23 to reiterate, whenever you would hear sounds, like
24 I said, from the roof or outside, you would
25 attribute it to these bad actors. And when it

1 would happen, you would say, Hey, did you hear
2 that? That's them upstairs on the roof, or that's
3 them outside. You would bring attention of those
4 things to me.

5 And similarly, like I said, when we walked
6 outside, you would want us to be quiet because you
7 would say that person right over there is
8 listening in to us. So, you know, those are the
9 types of delusions I witnessed.

10 BY DR. LAHTENMAA:

11 Q. Okay. Now, again, you say, "delusion."

12 A. Yes.

13 Q. How do you know it's not true? Do you know
14 either way, whether it's true or whether it's not?

15 A. That you are being followed?

16 Q. Yeah. How do you know?

17 A. I don't know.

18 Q. Okay. What about the sounds on the roof?

19 A. So, can I give --

20 Q. How do you know that?

21 A. If I can give --

22 Q. No, no. But do you know that? Yes or no?

23 MR. MORRIS: Actually, he was trying to
24 answer the question, Your Honor.

25 THE COURT: Okay. Go ahead, Dr. Dahlin,

1 answer the question.

2 THE WITNESS: So --

3 THE COURT: Do you know about the sounds on
4 the roof?

5 THE WITNESS: So, the average person, when
6 you're in your house, you hear the creaking door,
7 you hear the wind outside, the sounds on your
8 roof.

9 DR. LAHTENMAA: Objection.

10 THE WITNESS: The average person --

11 THE COURT: Let him answer the question.
12 Okay. Go ahead.

13 THE WITNESS: The average person will
14 attribute those to just the house being old. You
15 know, the tree being close to the house. You
16 know, something more normal as opposed to
17 attributing it to, you know, that I am being
18 watched or that there are people outside.

19 And so, it is very atypical for someone to
20 assume that all of those sounds and all of those
21 activities are focused solely upon yourself.

22 BY DR. LAHTENMAA:

23 Q. Now, do you consider me being an average
24 person after I whistleblower on the biggest telemedicine
25 company in the world? Is that an average person?

1 A. I don't think you're average anymore.

2 Q. Yes or no? Okay.

3 So, I'm not average. So, now, when I hear
4 these voices or whatever you say, these sounds on the
5 roof, do you know for sure that it's only a delusion
6 or a false belief or there's something else, perhaps,
7 going on?

8 A. Not with 100% certainty.

9 Q. Okay? So, then, next thing about delusions,
10 false beliefs, right, which you just said you don't
11 know. You do not know. It could be true, what I'm
12 saying, right? It could be. It's a possibility.

13 MR. MORRIS: Objection. The witness is
14 testifying, not asking questions. I mean, the
15 attorney is testifying.

16 THE COURT: Dr. Dahlin answered the question.
17 He says, "Not with 100% certainty." That was his
18 answer.

19 BY DR. LAHTENMAA:

20 Q. And then, now, these beliefs, for them to be
21 delusions, would have to be that other people, they
22 don't believe those either, right? Correct?

23 A. Yeah.

24 Q. Okay. So, I sent you a while back a letter
25 from my friend, Anna.

1 A. Yeah.

2 Q. Okay. That's on the first motion.

3 MR. MORRIS: Objection; relevance.

4 THE COURT: What's the purpose of talking
5 about this?

6 DR. LAHTENMAA: Well, the purpose is --

7 THE COURT: Because Dr. Dahlin said, when you
8 asked him if he remembers this, he said, maybe.
9 That's not really --

10 DR. LAHTENMAA: Well, it's on his phone.
11 Bobby, you can open it. It's on your phone. I
12 sent it.

13 BY DR. LAHTENMAA:

14 Q. So, basically, he agrees with me. Anna works
15 for Nokia in Finland and --

16 MR. MORRIS: Objection.

17 THE COURT: Okay. You have to ask him
18 questions.

19 DR. LAHTENMAA: Okay.

20 THE COURT: If you want to try to establish
21 whether he knows this, and you're going to need to
22 tell me how this is relevant to --

23 DR. LAHTENMAA: I'm trying to get to it.

24 THE COURT: Okay.

25 BY DR. LAHTENMAA:

1 Q. So, there's all these people, [REDACTED] --

2 [REDACTED] She believes I'm hacked. [REDACTED]

3 [REDACTED] I have tons of friends. Interpol --

4 MR. MORRIS: Objection.

5 BY DR. LAHTENMAA:

6 Q. Interpol, I went in Lisbon. I went to talk
7 to them.

8 THE COURT: There's an objection. Mr.

9 Morris?

10 MR. MORRIS: This is all the --

11 DR. LAHTENMAA: It's --

12 MR. MORRIS: -- witness trying to testify
13 right now instead of asking a question.

14 DR. LAHTENMAA: It's leading to a question.

15 THE COURT: Well, I have a different reason
16 for asking you to get to the question, and that
17 is, when you list people who aren't going to be
18 testifying here, and you say, this one knows
19 something, that one knows something, that's all
20 hearsay. It's an out-of-court statement or
21 something within their personal knowledge offered
22 for the truth of the matter asserted that they
23 know this, and they're not here under oath to
24 testify today.

25 DR. LAHTENMAA: No, but it is --

1 THE COURT: It doesn't matter what reason
2 they're not here, but I cannot base findings of
3 fact on out-of-court statements from people who
4 aren't going to be here testifying.

5 DR. LAHTENMAA: And I'm not asking you to.
6 It's leading to my question, which if I'm allowed
7 to ask.

8 THE COURT: Well, but you just need to ask
9 the question.

10 BY DR. LAHTENMAA:

11 Q. So then, is it a delusion if all these people
12 that I mentioned, believe me, they say, oh my God,
13 Heidi, that is a horrible situation. What a mess?
14 You literally whistleblow on Teladoc. They attacked
15 you and cyber gangs. And two and a half years they
16 torment. Torment and torture me for two and a half
17 years. And all these people, believe me, is it then a
18 delusion? When you're literally the only one, pretty
19 much the only one who doesn't believe me, who don't
20 want to look at the evidence. All these other people
21 have. And they're like, yeah, that's a really tough
22 situation. Then is it a delusion?

23 A. Uh, I --

24 Q. (Indiscernible) --

25 MR. MORRIS: She's not letting him answer.

1 THE COURT: You have to let him answer now.

2 You asked whether this is a delusion, but it's
3 based upon a lot of hearsay that I'm not going to
4 have corroborated by those individuals --

5 DR. LAHTENMAA: You don't have to; it's
6 posted. The evidence is posted on court website.

7 THE COURT: That doesn't mean anything.
8 Somebody can write a letter and post it. It does
9 not become evidence unless it gets past the
10 hearsay rule, and it's -- and there's somebody
11 here to authenticate it, that they wrote it; that
12 they said it; that they published it; or that they
13 some way made that statement. I can't rely just
14 on you saying what other people told you because
15 counsel cannot cross-examine you about what other
16 people told you because they're not here to
17 corroborate that.

18 BY DR. LAHTENMAA:

19 Q. The letter is posted on the public court
20 website. My evidence is posted supporting all this.
21 So is it still a delusion, Bobby?

22 A. I think you believe that other people are
23 supporting you when they may not be. I don't know if
24 that classifies as the medical definition of delusion.

25 Q. Okay. Well, again, it's a big accusation to

1 make, Bobby without looking at the evidence. You
2 know, if you're the only one and everybody else says,
3 yes, I believe you and it's posted, then I don't
4 think (indiscernible) --

5 MR. MORRIS: Argumentative.

6 THE COURT: Again, Dr. Lahteenmaa --

7 BY DR. LAHTEENMAA:

8 Q. -- so now you're saying I have delusions.

9 THE COURT: -- you have -- what was that last
10 part?

11 BY DR. LAHTEENMAA:

12 Q. So, you know, you're basically then accusing
13 me without having evidence. You don't have hardcore
14 evidence that what I'm saying is true or it isn't. Is
15 that true?

16 A. Repeat your question, please.

17 Q. You don't have hard core evidence that I am
18 delusional, whether I am or whether I'm not. Whether
19 what I'm saying what is happening is true. You don't
20 have -- it's just your belief, right?

21 A. My perception of your actions as delusional
22 are consistent with my clinical experience -- limited
23 clinical experience with --

24 Q. But you don't answer the question.

25 A. -- patients who (indiscernible) --

1 Q. You didn't answer the question.

2 Do you know for a fact --

3 MR. MORRIS: She's not letting the witness
4 answer.

5 THE COURT: Did you --

6 BY DR. LAHTENMAA:

7 Q. Do you know for a fact --

8 THE COURT: Hold on. Dr. Dahlin, did you
9 complete your answer?

10 THE WITNESS: I did.

11 THE COURT: Okay.

12 BY DR. LAHTENMAA:

13 Q. You didn't answer it.

14 Do you know for a fact --

15 THE COURT: He said it was based upon his --
16 sorry. It's based upon his -- his perceptions.
17 Based upon when you said, did you hear those
18 noises, and he said --

19 DR. LAHTENMAA: So it's not a fact. It's a
20 perception.

21 THE COURT: Well, then, Doctor, I'm not going
22 to argue with you either. So, but you don't get
23 to argue with the witness. You can ask the
24 witness questions. And if you disagree with the
25 answers, you can ask him another question or when

1 you're testifying, you can say that didn't happen⁴⁸
2 or that's not true or here's why it's not true.
3 It's just you -- you don't get to have an argument
4 with the witness.
5 You only get to ask questions. And just like
6 Mr. Morris asked questions and just like Mr.
7 Morris, when -- if you take the stand, Mr. Morris
8 will ask you questions and he's not going to argue
9 with you either because that's not how -- the
10 rules don't provide for that.
11 DR. LAHTEENMAA: Judge Cohen, I don't think
12 I'm allowed to do a lot of things. I'm not
13 allowed to have a lawyer. I'm not allowed to show
14 the evidence.
15 THE COURT: No, no, no. We're not --
16 DR. LAHTEENMAA: Nobody cares.
17 THE COURT: We're not going to go there;
18 you're not allowed to have a lawyer. If you can
19 afford an attorney, you certainly can have a
20 lawyer. So that --
21 DR. LAHTEENMAA: Just so happens that they
22 happen to have child porn (indiscernible) on
23 their website. What are the odds?
24 THE COURT: Okay. That -- I'm going to --
25 DR. LAHTEENMAA: So --

1 THE COURT: Excuse me. Court reporter,
2 please strike that last comment from the record,
3 please.

4 DR. LAHTENMAA: Well, it's true.

5 THE COURT: Well, if it's true or false, it's
6 not related to the issues here. And it certainly
7 isn't related to the direct examination given by
8 Mr. Morris. So let's stick to Dr. Dahlin and his
9 knowledge and information to provide here.

10 BY DR. LAHTENMAA:

11 Q. Dr. Dahlin, where is the initial complaint by
12 you signed and dated that I'm legally supposed to
13 have? Did you make one?

14 A. I --

15 MR. MORRIS: Objection; relevance.

16 THE COURT: Well, I'm going to strike the
17 part about legally supposed to have. But I'm not
18 going to strike the question.

19 MR. MORRIS: Okay.

20 THE COURT: The question was, where is the
21 original complaint against Dr. Lahteenmaa?

22 THE WITNESS: I submitted an e-mail complaint
23 on a website approximately two years ago. I
24 believe it was that PRN website.

25 BY DR. LAHTENMAA:

1 Q. Did you sign it?

2 A. No.

3 Q. Then it's not legal.

4 THE COURT: Okay. That's argumentative, and
5 that's making a legal conclusion, which is my job.
6 So please, Doctor, unless you want to put on the
7 robe and be the judge here --

8 DR. LAHTENMAA: Yes, please.

9 THE COURT: -- and ask your questions, but I
10 will answer the questions that you ask and not
11 comment on them because I know how this works. So
12 let's try -- let's try to just -- when you're
13 testifying, you can say whatever you want subject
14 to objection by Mr. Morris. But I think he'll
15 give you a lot of leeway in testifying.

16 But Dr. Dahlin -- I mean, you know, that's
17 for you to argue to me in your proposed order and
18 for me to make a decision on whether something's
19 legal or not legal. So please ask your question
20 if you have one.

21 BY DR. LAHTENMAA:

22 Q. Dr. Dahlin, what part of the job can I not do
23 exactly? I mean, I can write complex motions. But
24 you're saying I cannot click and put an order in?

25 A. I don't think that I would trust your

1 reasoning skills in the setting of psychiatry. You
2 clearly are intelligent. You clearly can do many
3 things. But I don't think that. Performing complex
4 reasoning is something that you can do safely.

5 I would also bring one other thing up is you
6 did at one point tell me that you thought some of your
7 patients were some of these bad actors. And I don't
8 believe that as a psychiatrist that you are allowed to
9 have that belief and be able to treat --

10 Q. That's funny. That's funny because that's
11 what my dad said. He said, Heidi, of course they're
12 going to be there. That's the first place where
13 organized crime is going to do and go is act like
14 they're our patients.

15 THE COURT: Please, Doctor, questions --

16 BY DR. LAHTENMAA:

17 Q. I mean, they are not stupid, Bobby.

18 THE COURT: -- questions and answers, please.

19 BY DR. LAHTENMAA:

20 Q. So what part can I not do?

21 A. I don't believe you should be practicing
22 medicine at all.

23 Q. Because of Teladoc is attacking me, right,
24 and all these cyber gangs? Yeah, it makes it pretty
25 dangerous. Especially when the FBI does not help.

1 They're complete worthless.

2 THE COURT: Okay. Again --

3 BY DR. LAHTENMAA:

4 Q. I must be the only doctor in the whole United
5 States who calls the FBI, please help me. I just did
6 whistleblower on the biggest telemedicine company in
7 the world, and it's just nothing but crickets.

8 THE COURT: Okay. Doctor, there's not a
9 question there for Dr. Dahlin.

10 BY DR. LAHTENMAA:

11 Q. So you said I cannot do any part of medicine?
12 Or maybe I could be a lawyer. I do pretty good
13 motions.

14 A. Sure.

15 Q. So you can't tell me what part of medicine?

16 A. I don't -- Yes, I do not believe that you
17 should be practicing medicine at all.

18 Q. Okay. Once again, I belief. But you can't
19 tell me specifically what part.

20 A. Seeing patients, writing prescriptions,
21 writing notation. Anything involved in the critical
22 process of being a physician.

23 Q. So I can't do that? I cannot put a med-order
24 in? Or is it perhaps the massive problems that
25 Teladoc has on their website or on their --

1 MR. MORRIS: Objection, Your Honor.

2 BY DR. LAHTENMAA:

3 Q. -- on their platform, which is a complete
4 disaster?

5 THE COURT: Okay. Doctor, what does that
6 have to do with what Dr. Dahlin believes is your
7 ability to practice medicine? He's not -- you
8 didn't call him as a witness from Teladoc. He's a
9 -- he's a physician who filed an initial complaint
10 against you through the PRN website, which, by the
11 way, it takes online complaints from people who
12 want to issue complaints. We're in the digital
13 age. You don't have to write it out and have --

14 DR. LAHTENMAA: Sadly.

15 THE COURT: (Indiscernible) and send it in.
16 You file it with them, they review it and they
17 talk to the person who filed it, they talk to the
18 subject of the complaint, and they make a
19 determination if there's something they can offer
20 to help you.

21 BY DR. LAHTENMAA:

22 Q. Dr. Dahlin, so if the med order doesn't go
23 in, how do you know it's me or it's a Teladoc system?

24 MR. MORRIS: Objection.

25 THE COURT: Overruled. I don't think I

1 understand the question.

2 BY DR. LAHTENMAA:

3 Q. If the med order doesn't go in, because I saw
4 you wrote somewhere that, oh, you know, a patient was
5 complaining they were not getting their meds? You
6 wrote that somewhere, one of the papers.

7 How do you know that it's me versus a Teladoc
8 system malfunctioning? Or do you know for sure?

9 A. I don't think I would trust your ability to
10 troubleshoot the problem and find out where the actual
11 failure of the system is.

12 Q. I didn't ask you that. I said, how do you
13 know for sure? Is it the Teladoc system problem when
14 the med doesn't go in? Or is it me because I just
15 can't click the mouse button a couple of times?

16 MR. MORRIS: Objection; asked and answered.

17 THE COURT: I'm sorry, what was the
18 objection? Asked and answered?

19 MR. MORRIS: Yes.

20 BY DR. LAHTENMAA:

21 Q. How do you know?

22 THE COURT: I'll overrule it. Go ahead, Dr.
23 Dahlin.

24 THE WITNESS: So sure. If it were the
25 Teladoc system that were having issues,

1 theoretically you could troubleshoot the problem.
2 You could speak with their department. You could
3 speak with the pharmacy. You could call in a
4 prescription on your own. There are multiple ways
5 that you could troubleshoot the problem to get the
6 medication sent in. Whereas, if it's someone who
7 has a delusional disorder or problems with
8 cognition, they may not be able to figure out how
9 to actually get that prescription in.

10 BY DR. LAHTENMAA:

11 Q. How do you know? In my specific case, is it
12 the Teladoc system problem? Did you actually
13 investigate the Teladoc system? Or is it me? How do
14 you know? Can you testify and say, yeah, I know 100%
15 sure, you know, it's her and Teladoc system is working
16 just fine, no problem?

17 A. No, I can't do that.

18 Q. Okay. Further, which I'm sure I'm not
19 allowed to say anything about this --

20 THE COURT: Well, if it's a question, you're
21 allowed to ask the question. If you're going to
22 testify -- if you're about to testify, then let's
23 try not to do that.

24 BY DR. LAHTENMAA:

25 Q. If I'm delusional, then why is it that Dr.

1 [REDACTED], Dr. [REDACTED] and Dr. [REDACTED] (phonetic) all were
2 having issues on that website? Putting orders in,
3 things not working well. Are they delusional also?

4 A. I don't know how I can testify to their
5 experiences.

6 Q. No, but would it make sense? If you take
7 what I'm saying as fact, then wouldn't it be odd
8 they're having problems also?

9 A. I would concede that from time to time there
10 will always be problems e-prescribing, even as I at
11 times will have issues.

12 Q. Consistency. Not randomly. Consistently
13 having issues.

14 MR. MORRIS: Objection. She's not letting
15 the witness answer.

16 THE COURT: Okay. Let Dr. Dahlin finish his
17 answer.

18 THE WITNESS: I don't know if I had anything
19 else meaningful to say, to be honest with you.

20 THE COURT: Okay.

21 BY DR. LAHTENMAA:

22 Q. Dr. Dahlin, if they're having problems on
23 Teladoc's system, consistently, not just one thing,
24 like you suggested, which how would you know? You
25 don't use that system. But if they're consistently

1 having problems --

2 MR. MORRIS: Objection to relevance.

3 BY DR. LAHTENMAA:

4 Q. -- then --

5 THE COURT: If he doesn't use the system, how
6 would he know about problems with the system?

7 BY DR. LAHTENMAA:

8 Q. Well, that, and how does that make me
9 delusional? If they're also having problems, aren't
10 they delusional based on your indication?

11 THE COURT: Again, there's no evidence in the
12 record today as to these other people, physicians,
13 I'm assuming, but I don't know --

14 DR. LAHTENMAA: Yes, there is. It was
15 posted.

16 THE COURT: Again, anything that you don't
17 offer into evidence today, you're talking about it
18 was posted as -- again, it was posted as
19 statements about people who are not here to
20 testify, to verify. Why they made those
21 statements, whether they suffered those same
22 problems, or that they in any way can verify that
23 what you said is correct.

24 That's the problem with hearsay. When you
25 take a statement from somebody who's not here in

1 this proceeding, and you offer it into evidence,
2 it either has to be an exception to the hearsay
3 rule, which are limited exceptions to the hearsay
4 rule, or it has to be verified by the person
5 making the statement if you want to rely on the
6 truth of what is in that statement.

7 DR. LAHTENMAA: Okay. So I'm going to look.

8 THE COURT: One person can just come and
9 testify and say, look, I have all this
10 information, it's all written up by these people,
11 but they're not here, and opposing counsel cannot
12 cross-examination, just examine those witnesses.
13 Just as if Mr. Morris started saying, this person
14 said this, or this person said that, or this
15 witness said this person said this, this person
16 said that, you don't have the opportunity to
17 cross-examine them, so I could not be able to
18 accept those statements from the people, except in
19 the limited exceptions to the hearsay rule.

20 I know you may not understand all that
21 specifically legally, but you have a pretty good
22 working knowledge of how this process works, just
23 from everything that you've filed on your own
24 behalf, and all I can take when I have a witness
25 on the stand is that witness's testimony, based

1 upon questions asked of that witness that are
2 somehow related to the complaint here, which is a
3 complaint saying you can't practice your
4 profession with a reasonable degree of skill and
5 safety.

6 DR. LAHTENMAA: I'm looking.

7 THE COURT: Okay.

8 BY DR. LAHTENMAA:

9 Q. So, and by the way, Bobby, didn't you talk to
10 them? I mean, you talked to tons of them, tried to
11 recruit them, saying that I'm delusional. So you know
12 Dr. [REDACTED] (phonetic), you know Dr. [REDACTED] (phonetic),
13 they never told you, oh, yeah, we're having problems
14 with the Teladoc system too, did they?

15 A. I've never spoken with any of those people
16 before.

17 Q. You have never talked to them?

18 A. No.

19 Q. That's not what they said.

20 THE COURT: Again, you're giving a statement
21 of what someone said who's not here to verify that
22 statement.

23 DR. LAHTENMAA: No, I'm asking Dr. -- I'm
24 asking Bobby.

25 THE COURT: He did not talk to those people.

1 So you can't respond to that with, they said they⁶⁰
2 talked to you, unless they come here and say, I
3 talked to Dr. Dahlin on such and such a date and
4 time, and here's what we talked about. You can't
5 put those words into the record as the truth of
6 the matter asserted, which is that Dr. Dahlin is
7 not being forthright in his responses. You can't
8 do that for these other witnesses.

9 BY DR. LAHTEENMAA:

10 Q. So Bobby, then, can you say after all this
11 that I'm still delusional, based on what you just
12 said, you don't know for sure what is going on, as far
13 as the hacking goes?

14 A. Yes, I still do think you experience
15 delusions.

16 Q. I didn't ask that. I didn't ask what you
17 think. I said, for a fact. Can you say I'm
18 delusional for a fact? I don't care about your
19 opinions. I'm talking about facts.

20 A. I don't think it's possible to ever prove
21 with 100% certainty that anyone ever has a delusion.

22 Q. Well, actually it is?

23 A. Unless you can (indiscernible) --

24 Q. You --

25 MR. MORRIS: Objection; arguing.

1 THE COURT: Again, you're arguing and you're
2 testifying. You'll have your opportunity to
3 testify, but this is not it, Doctor. I just need
4 you to ask him questions, and if you don't agree
5 with his answers, ask another question, but you
6 don't get to argue with him about his answers.
7 It's not how we do this, and this is all part of
8 the respect for the witness and allowing the
9 witness to testify and get the information into
10 the record so that it's in a form that I can do
11 something with, and I have to write a detailed
12 order here.

13 BY DR. LAHTENMAA:

14 Q. Okay. Notice discovery file, PDF. Do you
15 have that up?

16 MR. MORRIS: I'm sorry, what is she asking?

17 DR. LAHTENMAA: Oh, the notice discovery
18 file, PDF.

19 MR. MORRIS: I'm not sure what you're
20 referencing.

21 DR. LAHTENMAA: That's what it's called, the
22 evidence, Notice discovery file, PDF.

23 BY DR. LAHTENMAA:

24 Q. Bobby, I would recommend you read this before
25 you commit perjury.

1 THE COURT: Oh, please, Doctor. Let's not
2 make criminal accusations against anybody, okay?
3 I mean, Dr. Dahlin has his impressions and
4 opinions, and he has given them, and, you know,
5 where's the perjury? I mean, come on.

6 DR. LAHTENMAA: Well, the evidence is right
7 here.

8 MR. MORRIS: Your Honor --

9 THE COURT: No, the evidence is not right
10 here. The only evidence I can consider is the
11 evidence that's given to me. So, if you exchange
12 the evidence with, you know, the opposing counsel,
13 and it's not offered into the record today, I
14 can't consider it. It's not evidence until I have
15 it, can touch it -- not really touch it, but look
16 at it on my screen, and do something with it.

17 DR. LAHTENMAA: Can you pull this up?

18 MR. MORRIS: I'm not sure what she's
19 referring to, Your Honor. I have a notice of
20 filing evidence, evidence of hacking and
21 whistleblower retaliation, and lawyers barred were
22 the three sections we were given, so I'm not sure
23 what she's referring to.

24 DR. LAHTENMAA: Do you have the PDF file
25 that is attached to the motion for discovery?

1 MR. MORRIS: It's the motion. We don't have
2 that. That's not part of the evidence.

3 DR. LAHTENMAA: Okay. Even though it's
4 filed on the court website?

5 THE COURT: Well, the notice was filed, but
6 the documents were not filed.

7 DR. LAHTENMAA: Well, yeah, the documents,
8 I'm looking at them. The notice and the
9 documents.

10 THE COURT: Then why don't you tell me what
11 notice you're talking about. Give me a date, give
12 me something. I have the docket right here in
13 front of me.

14 DR. LAHTENMAA: Okay.

15 THE COURT: Give me a date, give me something
16 that I can look at, and at least then I can make a
17 ruling based on something I can see.

18 DR. LAHTENMAA: Notice of discovery, let me
19 see.

20 MR. MORRIS: I'm able to pull up the docket,
21 Your Honor, so I'm looking now as well.

22 THE COURT: Yeah, I just don't know what --

23 DR. LAHTENMAA: It's under the motion to
24 compel discovery. I believe it was filed on the
25 16th of July.

1 THE COURT: July 16, okay.

2 MR. MORRIS: I'm sorry, Your Honor.

3 THE COURT: Motion to compel discovery, okay.

4 DR. LAHTENMAA: And the evidence that's
5 attached to that, the PDF file. There's the
6 motion, and then --

7 MR. MORRIS: There are Exhibits A through N.

8 DR. LAHTENMAA: Let me see.

9 THE COURT: What exhibit are you referring
10 to?

11 DR. LAHTENMAA: Okay, I have to scroll back
12 down.

13 THE COURT: It's 41 pages.

14 DR. LAHTENMAA: Yes, okay. So notice of
15 discovery, page 20. It's starting right there,
16 page 20.

17 THE COURT: Page 20? Exhibit K, Teladoc
18 systems malfunctions?

19 DR. LAHTENMAA: Uh-huh, yeah. 41 pages,
20 that's a very small drop.

21 THE COURT: Okay. Again, how is Dr. Dahlin
22 supposed to know anything about these exhibits?

23 DR. LAHTENMAA: Well, if I were to make a
24 complaint against another doctor's license, I
25 would definitely look at the evidence.

1 THE COURT: No, that's -- you're assuming he
2 had this information in front of him at the time
3 he made the complaint. You can ask him questions
4 about that.

5 DR. LAHTENMAA: Yeah, okay.

6 THE COURT: You can't impeach him today with
7 evidence from other people who aren't here to
8 testify about it, which makes it hearsay.

9 DR. LAHTENMAA: I am not trying to, but to
10 avoid --

11 THE COURT: Well, but you're putting out
12 words like perjury and not --

13 DR. LAHTENMAA: To avoid willful blindness,
14 he should actually be willing to take a look at
15 this before trying to take away somebody's medical
16 license. I mean, that's absurd.

17 THE COURT: I'm just going to ask you, how
18 would he have this information?

19 DR. LAHTENMAA: Well, he came to visit me in
20 Florida. I showed him tons of things. He had all
21 of -- well, not all of it, because it's 100,000
22 photos.

23 THE COURT: Ask him questions about that.
24 You're just making statements, but the witness is
25 on the stand now, not you.

1 DR. LAHTENMAA: Yes, so may I?

2 THE COURT: You're going to get your
3 opportunity.

4 DR. LAHTENMAA: Can I ask --

5 THE COURT: Go ahead.

6 BY DR. LAHTENMAA:

7 Q. Okay. Bobby, can you hear me?

8 A. Yes.

9 Q. I don't have the screen open. I'm looking at
10 the letter right now. So, this is e-mails between me
11 and Funke Agbasi from Teladoc. She says, "Thank you
12 for these examples, Dr. Lahteenmaa. I will share this
13 with the engineering team. It might be best for
14 you --"

15 MR. MORRIS: Objection. She's just reading
16 this into the record.

17 THE COURT: That's all right. I'm going to
18 let her read it into the record, and then I'm
19 going to --

20 MR. MORRIS: Okay.

21 THE COURT: -- hear what the question is.

22 BY DR. LAHTENMAA:

23 Q. So, there is tons of e-mails here, like you
24 said earlier, 40-something pages, which is just a
25 small, little drop in the bucket, about Teladoc system

1 problems, and then asking me to send them these
2 issues. And then there's medication refill issues,
3 patient access care issues, all in examples, extremely
4 detailed. Unable to find a provider.

5 THE COURT: What is your question for Dr.
6 Dahlin?

7 BY DR. LAHTENMAA:

8 Q. So, my question is, with all this evidence --

9 THE COURT: Wait. Well, wait. I think the
10 first question -- I'll ask him the first question
11 for you.

12 Dr. Dahlin, have you ever seen this
13 information before? Do you know what Dr.
14 Lahteenmaa is talking about?

15 THE WITNESS: No.

16 THE COURT: Okay. Now ask your question.
17 You're saying with all this information, but you
18 haven't established that he's ever seen this --

19 DR. LAHTENMAA: How shameful of him.

20 THE COURT: -- or especially that he has seen
21 it at the time that he filed his complaint online
22 with PRN.

23 DR. LAHTENMAA: Horrible.

24 THE COURT: You're asking him to put
25 knowledge into his brain ex post facto, after the

1 time that he was --

2 DR. LAHTENMAA: It's not like this happened
3 last week. He has had one and a half years to
4 look at this. Or is it just make statements?

5 THE COURT: Doctor, that's not his job. He's
6 called as a witness to say, I filed a complaint.
7 Here's what I've based it upon, and that's that.

8 DR. LAHTENMAA: Okay.

9 THE COURT: He's not here --

10 BY DR. LAHTENMAA:

11 Q. So, Bobby, you didn't feel like looking at
12 any of this?

13 THE COURT: He was not retained by the
14 Department, as far as I know, because I haven't
15 heard anything about that. But he wasn't retained
16 by the Department to review all the records that
17 you submitted into this proceeding over the last
18 several months. So how do you know about -- if
19 you're asking him if he knew about this, that's a
20 good question to ask him. Did he know about all
21 this information that you had, that you gave to
22 people that you did not give to him?

23 BY DR. LAHTENMAA:

24 Q. Do you have this pulled up, Bobby?

25 THE COURT: He doesn't have it pulled up,

1 because why would he? He's not -- he's testifying
2 from Minnesota about his role in this case.

3 BY DR. LAHTENMAA:

4 Q. Okay. So, Bobby, now that you haven't looked
5 at this, and you have been just making baseless
6 accusations for one and a half years, here it is.
7 Tons of evidence, 42 pages.

8 THE COURT: Hang on a second, Doctor, please.
9 To the court reporter, please strike all that
10 argument right there about baseless accusations
11 for one and a half years. And I want to hear a
12 question, please.

13 DR. LAHTENMAA: Okay.

14 THE COURT: Who, what, when, where --

15 BY DR. LAHTENMAA:

16 Q. So there's evidence of Teladoc glitches, tons
17 of them, different types.

18 THE COURT: Who, what, when, where, why?

19 BY DR. LAHTENMAA:

20 Q. So, how can you still state knowing of this
21 evidence, even though you can't read it, but
22 regardless it's there --

23 THE COURT: Doctor, please. He's never seen
24 this evidence. He said he has not seen this
25 evidence. I want you to start a question with

1 who, what, when, where, or why? Why did you do
2 this? When did you do this? What did you do?
3 Who did this?

4 DR. LAHTENMAA: Can I say how?

5 THE COURT: You're starting the question with
6 testimony.

7 DR. LAHTENMAA: So I can ask him how can he
8 make a diagnosis of delusions of knowing that all
9 this evidence exists?

10 THE COURT: First you have to ask him if he
11 knows that all this exists before you told him
12 about it five minutes ago.

13 BY DR. LAHTENMAA:

14 Q. Well, Bobby, do you know this evidence exists
15 that I told you about when you came to visit me in
16 Palm Beach?

17 A. I did not have any evidence, no.

18 Q. Okay. How about the subpoena?

19 A. I don't think so.

20 Q. Are you going to lie about that too, the
21 subpoena?

22 A. Like the subpoena for me to appear?

23 Q. From Teladoc that I showed you. Actually,
24 you asked about it. You said, "Show that to me."

25 A. I don't recall if it was a subpoena, but I do

1 recall asking you to show me any legitimate evidence
2 in the interest of giving you a fair shot at believing
3 you.

4 Q. Okay. And you don't remember the subpoena?

5 A. I don't remember any of the details, no. I
6 do remember you -- me asking you for what evidence
7 that you have that this is really going on and not
8 seeing anything that was more than, to be frank,
9 fantasy.

10 Q. Okay. So you never -- what about all the
11 texts that I sent you? How about the hackings?

12 A. They seemed most consistent with a delusional
13 rant than anything.

14 Q. Okay. So I suppose you would consider this
15 as a delusional rant also of these 42 pages of
16 evidence?

17 THE COURT: What is this? When you say,
18 "consider this"?

19 DR. LAHTENMAA: Well, it's hard because he
20 cannot see what I see. He cannot pull it up. I'm
21 just saying, I'm looking at 42 pages of evidence
22 right here. You cannot see it, so, you know, it's
23 hard to ask questions based on that. I didn't
24 realize --

25 MR. MORRIS: I'm going to object based on

1 relevance. He said he hasn't seen it and he can't
2 testify to it.

3 THE COURT: He hasn't seen it and he can't
4 testify to it, so you have to go on to something
5 else. You can make this argument when you're
6 testifying, you can -- but he said he has not seen
7 this.

8 BY DR. LAHTENMAA:

9 Q. So you don't have any evidence to prove that
10 I'm delusional? You don't have any hardcore evidence,
11 it's just your opinion, essentially?

12 A. My clinical opinion, yes.

13 Q. No, facts. Because to diagnose somebody with
14 delusions, you always rule out evidence. You always
15 go through the evidence. You haven't done any of
16 this. You haven't looked at any of the evidence.

17 MR. MORRIS: Objection; argumentative.

18 BY DR. LAHTENMAA:

19 Q. You actually texted me and you said, "I don't
20 care." We looked at that text message together, as a
21 group.

22 THE COURT: Dr. Lahteenmaa, this has been
23 asked and answered. You've asked him what he
24 based his belief that you're delusional on. He
25 told you, and there's nothing more for him to say.

1 He told you what it was based on. It was not
2 based on this information that you have us talking
3 about.

4 BY DR. LAHTENMAA:

5 Q. One more question. Dr. Dahlin, do you care
6 about the evidence that I have?

7 A. No, I don't.

8 Q. Okay. That's what I thought. And you said
9 that on that evidence also, "Yeah, I don't care."

10 THE COURT: Is there a question?

11 DR. LAHTENMAA: No. He said he doesn't
12 care. He doesn't care how much evidence I have.

13 THE COURT: Okay. Do you have another
14 question for Dr. Dahlin?

15 DR. LAHTENMAA: I don't think so.

16 THE COURT: Mr. Morris, any redirect?

17 MR. MORRIS: Just briefly.

18 REDIRECT EXAMINATION

19 BY MR. MORRIS:

20 Q. Dr. Dahlin, you indicated you didn't see any
21 credible evidence of hacking. But you were shown
22 evidence allegedly by Dr. Lahtenmaa, correct?

23 A. Yes.

24 Q. And do you remember what she showed you?

25 A. I don't remember any specifics, no.

1 Q. Okay. And you indicated that you wouldn't
2 trust Dr. Lahteenmaa's reasoning skills, correct?

3 A. Correct.

4 Q. And why is that?

5 A. Because she comes -- I'm trying to think of a
6 good way to describe this. The way that she comes to
7 her conclusions is through faulty logic. And that
8 type of reasoning has no place in medicine. So, you
9 know, when you -- you know, the evidence she sees and
10 the evidence she presents, she reads it and perceives
11 it as evidence where the average person would look at
12 it and not perceive it as such.

13 Q. So --

14 DR. LAHTENMAA: (Indiscernible).

15 THE COURT: Go ahead, Doctor. Have you
16 completed your answer?

17 THE WITNESS: Yes.

18 BY MR. MORRIS:

19 Q. Now, you indicated -- and I realize we have
20 not called you as an expert witness, but you indicated
21 it was your clinical opinion that what? That she
22 still has delusions or has psychosis or what?

23 A. I would feel confident with the level of
24 knowledge I possess to state that she is currently
25 experiencing delusions.

1 Q. And what is that based upon?

2 THE COURT: Do you have an objection, Doctor?

3 DR. LAHTENMAA: I have one more question for
4 Bobby.

5 THE COURT: Well, we're not -- it's not your
6 turn. Mr. Morris, go ahead.

7 BY MR. MORRIS:

8 Q. And what is that based upon, your clinical
9 opinion then, based upon?

10 A. That she's currently experiencing delusions?

11 Q. Yes.

12 A. Listening to her describe her current level
13 of persecution is itself a delusion.

14 MR. MORRIS: No further questions.

15 THE COURT: Thank you.

16 Doctor, I'm going to let you ask one or two
17 more questions.

18 DR. LAHTENMAA: Very brief.

19 RECROSS-EXAMINATION

20 BY DR. LAHTENMAA:

21 Q. Dr. Dahlin, when you take your neurosurgery
22 boards and you get your certificate, was it listed as
23 M.D. or D.O.?

24 A. For my boards?

25 Q. Uh-huh.

1 A. D.O.

2 Q. Okay. Mine is M.D.

3 How many social security numbers do you have?

4 MR. MORRIS: Objection; relevance.

5 BY DR. LAHTENMAA:

6 Q. How many?

7 THE COURT: What's the relevance of that?

8 DR. LAHTENMAA: Because I have two.

9 THE COURT: Okay. And what's the relevance
10 of that; how many social security numbers Dr.
11 Dahlin has?

12 DR. LAHTENMAA: Well, and that I'm listed as
13 M.D., not as a D.O. That is a big problem.
14 Because basically, I have a board certification
15 for something, but I'm not qualified. It's a
16 completely different thing. I mean, my board
17 certification is actually M.D. certification 2016.

18 THE COURT: Okay. What --

19 DR. LAHTENMAA: I have two social security
20 numbers.

21 THE COURT: That's all. That's all. You're
22 not asking a question, you're testifying. So --

23 DR. LAHTENMAA: So I suppose I have been
24 hacked.

25 THE COURT: Well, no, you get to ask him

1 questions, you don't get to testify. You're going
2 to have your time to testify, and I suspect you'll
3 take plenty of time to say whatever you want in
4 the record. So, I'm not going to cut you off, but
5 I am going to cut you off when you're not asking a
6 witness questions, because you're just telling the
7 witness something.

8 BY DR. LAHTENMAA:

9 Q. One social, Bobby? Or two?

10 THE COURT: I'm not going to -- he's not
11 required to answer that question.

12 DR. LAHTENMAA: Uh-huh.

13 THE COURT: Okay. Dr. Dahlin, thank you very
14 much. And you're free to go about your business,
15 and I hope you have a good rest of your day.

16 THE WITNESS: Thank you.

17 THE COURT: Okay. It's 10.35. Why don't we
18 take a 10-minute break before the next witness?

19 And, Mr. Morris, your next witness is going
20 to be Dr. Treese?

21 MR. MORRIS: Actually, it's going to be Dr.

22 D [REDACTED]

23 THE COURT: Okay.

24 MR. MORRIS: I'm calling him right now over
25 the break.

1 THE COURT: Okay, good. We'll take a
2 10-minute break. Back at 10.45.

3 THE COURT REPORTER: Okay. We're off the
4 record.

5 (Recess.)

6 THE COURT: All right. Mr. Morris, I see
7 that Niaah Ellis is in the waiting room.

8 MR. MORRIS: She can be our next witness,
9 Your Honor. I was going to call Dr. D [REDACTED] who
10 is under subpoena, but I can't reach him right
11 now. So we'll go ahead and call Niaah Ellis.

12 THE COURT: Okay. Ms. Ellis?

13 THE WITNESS: Yes.

14 THE COURT: Hi.

15 THE WITNESS: Hi. Good morning.

16 THE COURT: Good morning. You're our next
17 witness, called by the Department. Would you
18 raise your right hand to be sworn, please.

19 Do you swear or affirm the testimony you'll
20 give in this proceeding will be the truth, the
21 whole truth and nothing but the truth?

22 THE WITNESS: Yes.

23 THE COURT: State your name for the record,
24 please. And why don't you spell your name for the
25 court reporter?

1 THE WITNESS: Yes. It's Niaah, N-I-A-A-H
2 Ellis, E-L-L-I-S.

3 THE COURT: You may inquire, counsel.

4 DIRECT EXAMINATION

5 BY MR. MORRIS:

6 Q. Yes. Can you state your work address, ma'am?

7 A. Yes. I work at 14101 North 140 -- I'm sorry.
8 I need to clear my throat. One moment. Okay. Yes.
9 I work at 14101 Northwest Highway 441, Suite 700,
10 Alachua, Florida, 32615.

11 Q. And can you tell me who is your employer?

12 A. I work for the Florida Department of Health,
13 Medical Quality Assurance.

14 Q. Okay. And are you nervous today?

15 A. Just a little. This will be my first
16 hearing, but I'm fine. Thank you.

17 Q. All right. And can you tell me what is your
18 position with the Department of Health?

19 A. So, I am an investigations manager.

20 Q. And how long have you been an investigations
21 manager?

22 A. So, I've been a manager for almost one year
23 now.

24 Q. And which office do you work at now?

25 A. Currently, I work in the Alachua field

1 office.

2 Q. And did you have occasion to work down at the
3 Jupiter office?

4 A. Yes, I did. I worked there for two years as
5 a supervisor, yes.

6 Q. Okay. And was Alice Richardson one of your
7 employees that you supervised?

8 A. Yes, she was.

9 Q. Okay. And are you appearing today as a
10 custodian of records for the Department of Health?

11 A. Yes, I am.

12 Q. And when were you the supervisor of Alice
13 Richardson?

14 A. This was in 2022 to 2024.

15 Q. And what do you do as an investigative
16 supervisor?

17 A. So, what I do there is I oversee the
18 investigative staff. So, I review their records. I
19 basically answer any questions that they have. I
20 assist them with scheduling appointments. I review
21 their investigative material before it's sent up to
22 prosecution services unit for review.

23 Q. And can you tell me generally, what does the
24 Department do when a complaint comes in?

25 A. So, when a complaint comes in, what we do is

1 we will gather the evidence and the material to either
2 interview the subject. We send out subpoenas so that
3 we can gather records. We go out and sometimes do
4 in-person services. So, it's just a combination of
5 things.

6 Q. And can you tell me specifically in this
7 case, in the Dr. Lahteenmaa case, do you know where
8 the original complaint came from?

9 A. The original complaint came from -- yes, one
10 moment. Let me --

11 Q. Are you looking at your computer?

12 A. I am.

13 Q. Okay. Are you looking at Exhibit 3, which is
14 something we had compiled with the final investigative
15 report and summaries in this case?

16 A. Yes, I am.

17 Q. And is Exhibit 3 a true and correct copy of
18 the final investigative report and summaries in this
19 case?

20 A. Yes, it is.

21 MR. MORRIS: At this point, Your Honor, we
22 would submit that as our Exhibit 3.

23 THE COURT: It's in two parts, correct? I
24 had it broken into two parts.

25 MR. MORRIS: Yeah, I believe it is in two

1 parts. I think it was just too big a file.

2 THE COURT: Okay. Dr. Lahteenmaa, with the
3 verification -- not for the details contained
4 within this, but for the authentication of these
5 records, do you have an objection to their
6 authenticity, admissibility into evidence?

7 DR. LAHTEENMAA: So, which ones are we
8 talking about now?

9 THE COURT: This is the -- I assume this is
10 the entire investigative file?

11 MR. MORRIS: Yes, it is.

12 DR. LAHTEENMAA: Yeah, I object to the whole
13 thing. I don't agree with any of it.

14 THE COURT: You don't have to agree with it.
15 This witness is the custodian of records and has
16 authenticated it. If you have an objection to
17 authentication, do you want to ask her how she
18 knows it?

19 DR. LAHTEENMAA: To her authentic- -- no, no.

20 THE COURT: Okay. All right. I'm going to
21 admit them into evidence. It doesn't mean you
22 have to agree with everything that's in there.
23 You can certainly question anything that's in
24 there.

25 (Petitioner's Exhibit No. 3, Parts 1 & 2,

1 were admitted into evidence.)

2 DR. LAHTENMAA: I have, just popped in my
3 head, one question if I can ask?

4 THE COURT: About the document's
5 authenticity?

6 DR. LAHTENMAA: Well, no, not really.

7 THE COURT: Okay. Then we'll wait until the
8 witness has given some testimony and you may then
9 ask some questions based upon that.

10 Go ahead, Mr. Morris.

11 BY MR. MORRIS:

12 Q. Okay. And so, Ms. Ellis --

13 THE COURT: So the record's clear, Exhibit 3,
14 Part 1 and Exhibit 3 -- Petitioner Exhibit 3, Part
15 2 are admitted into evidence without objection.

16 BY MR. MORRIS:

17 Q. Ms. Ellis, the complaint you said on this
18 case initially came from PRN; is that correct?

19 A. That's correct.

20 Q. And when was that, that complaint came in
21 from PRN?

22 A. That complaint came in -- give me one moment.
23 I'm having a little technical difficulties here.

24 Q. Sure.

25 DR. LAHTENMAA: Ellis, you don't want to say

1 that. Bad things will happen.

2 THE WITNESS: One moment here. Sorry, give
3 me one moment.

4 DR. LAHTENMAA: Judge Cohen?

5 THE COURT: Yes.

6 DR. LAHTENMAA: Can I ask that quick
7 question when Ellis is trying to find whatever?

8 THE COURT: Well, why don't we hold the
9 question, jot it down or hold it until we have
10 something -- the question. I mean, are you
11 questioning whether these documents -- I thought
12 you said you didn't question the authenticity of
13 the documents.

14 DR. LAHTENMAA: No, because Ellis was sworn
15 in but Bobby wasn't, so that's why I was thinking.

16 THE COURT: No, he was sworn in. Every
17 witness will be sworn in.

18 THE WITNESS: Okay. I'm sorry. I'm having
19 some technical difficulties pulling this file.

20 MR. MORRIS: Your Honor, I can send her the
21 file on our inter-office teams.

22 THE WITNESS: Please do, Attorney. I'm so
23 sorry.

24 THE COURT: Sure.

25 MR. MORRIS: Actually, I'm going to send it

1 by e-mail. Sorry. It's easier and quicker.

2 THE COURT: Is there a specific page you're
3 going to reference? I can get to that page if I

4 --

5 MR. MORRIS: Well, I was going to reference
6 the entire file first, unfortunately.

7 THE COURT: Okay.

8 THE WITNESS: Attorney, I actually have it
9 here.

10 MR. MORRIS: Okay, good.

11 THE WITNESS: Sorry about that. I'm looking
12 at Exhibit Number 3.

13 BY MR. MORRIS:

14 Q. Can you tell me --

15 A. Sorry, Supplemental Number 3.

16 Q. Okay. And can you tell me, when did the
17 matter first come to the attention of DOH again?

18 A. So, it came in -- let's see, the supplemental
19 that I'm looking at, or the date of complaint, was
20 December 27, 2023.

21 Q. Okay. And at that time, do you know who was
22 assigned to investigate the case?

23 A. Yes, that would be Allison Richardson.

24 Q. And what steps did Ms. Richardson take to
25 investigate the complaint?

1 A. So, the supplemental -- as far as the
2 supplemental, she -- what she did was she reached out
3 to the subject, Ms. Lahteenmaa, just to advise her
4 that she was overseeing her case. And she requested
5 for her to reply in letting her know that she received
6 the documents that were sent to her.

7 Q. And were any investigative steps taken after
8 that?

9 A. Yes. So looking at the supplemental, right?
10 I just want to make sure I'm looking at the
11 supplemental.

12 Q. You can look at what we call -- first of all,
13 let me explain to the Court. What is a final
14 investigative report?

15 A. A final investigative report is a collective
16 collaboration of evidence received from the subject,
17 it's received from the source, whoever made the
18 complaint. It's also -- so it's put together in a
19 package, so any evidence that's received, so we send
20 out a subject notification letter, we send out the
21 case summary and the initiating documents to the
22 subject, letting them know that there is an open
23 investigation. We also correspond with the source, so
24 whoever made the complaint, we notify them that the
25 complaint is open and being investigated. We request

1 records supporting documents that support the initial
2 complaint. And then we try to get a response from the
3 subject.

4 Q. Okay. So it's the way the Department does
5 it, a final report, but then they supplement the final
6 report; is that correct?

7 A. That's correct.

8 Q. Okay. So when was the first final
9 investigative report done in this case?

10 A. That was done January 10th of 2024.

11 Q. And who had been interviewed as part of that
12 investigation?

13 A. So for this complaint, we did not have any
14 interviews other than PRN, and it's really not an
15 interview, we just request the follow-up records. So
16 we weren't able to get in contact with Lahteenmaa at
17 this time.

18 Q. And the PRN records, how many records were
19 with the PRN? How many pages?

20 A. So there were three -- let's see, there were
21 14 of 20, so there were six pages.

22 Q. And were there any other records that were
23 sent as part of the final investigation?

24 A. No, sir.

25 Q. Okay. And when was there a supplemental

1 filed on this?

2 A. Let's see.

3 Q. A supplemental one?

4 A. Okay, I can tell you that. Okay.

5 Supplemental number one, that was done on, it was

6 February 7th, 2024.

7 Q. And had anybody been interviewed as part of
8 that supplemental?

9 A. No, sir.

10 Q. And were there more records generated?

11 A. No, sir. No, sir, there were no more records
12 generated from this.

13 Q. Okay, why was there a supplemental one? Do
14 you know?

15 A. So this was a self-generated supplemental
16 predicated upon a telephone call and e-mail
17 correspondence from Lahteenmaa. So yes, we did get a
18 telephone correspondence call received advising that
19 the complainant that the subject notification letter
20 and the attached documents was e-mailed to her.

21 And so, yes, we did receive a telephone call
22 from Lahteenmaa on January 30th of 2024 where the
23 investigator received a call from Lahteenmaa and she
24 advised that her phones and computers -- should I read
25 through this entire --

1 Q. Well, what was her -- what was the subject?
2 Why did she call?

3 A. She stated that her phones had been -- her
4 computers and phones were hacked and she was dealing
5 with some issues for a long time. She stated that she
6 was not in the United States during the holidays and
7 is attempting to address the concerns at this time.
8 She wanted to ensure that she was within the allotted
9 45-day time frame.

10 Q. And was there a supplemental two generated?

11 A. Yes, there was.

12 Q. And when was that?

13 A. One moment. More technical difficulties.
14 It's not letting me download it. One moment, I'll try
15 it another way. One moment. I do apologize,
16 Attorney, we've been having some technical
17 difficulties with Axiom today.

18 Q. Let me ask you this while you're looking that
19 up: What was the -- did Dr. Dahlin file a complaint
20 with PRN? And if so, when?

21 A. Okay. Give me one second, Attorney.

22 Q. Sure, sure.

23 A. One moment.

24 Q. Sure. Do you want me to move on to another
25 question?

1 A. Yes. I'm sorry, I'm still -- yes.

2 Q. All right. What is an order compelling an
3 examination?

4 A. So, the order compelling examination is a
5 document that's scheduled for the subject to be able
6 to get an examination done by a professional, someone
7 within her practice, someone within her state of
8 practice. So, you know, depending on what her
9 position is, that is an examination that's done by
10 someone, maybe a peer or someone in her group or
11 practice.

12 Q. And what is it looking for, do you know?

13 A. It's looking to see if she's fit to practice
14 in her field.

15 Q. And was there an order to compel examination
16 scheduled in this case?

17 A. Yes, it was.

18 Q. And when was that scheduled and with whom?

19 A. Let's see. One moment. Okay. All right. I
20 do apologize. I'm really much more prepared than I am
21 right now. Give me one moment.

22 Q. Okay.

23 THE COURT: Mr. Morris, is there a particular
24 page that's on you can point to?

25 MR. MORRIS: I believe -- let's see, my

1 Exhibit 3. Where is it?

2 THE COURT: Also, just to make sure, if you
3 haven't noticed, Dr. D [REDACTED] is in the waiting
4 room.

5 MR. MORRIS: Oh, okay. We will call him
6 next.

7 THE WITNESS: So I can tell you, Attorney,
8 that the request came down on 3-18 for the order
9 to compel examination. And let me see -- let me
10 see.

11 BY MR. MORRIS:

12 Q. And in the order to compel examination, was
13 that based mainly on the information from PRN and Dr.
14 Dahlin?

15 A. Yes.

16 Q. And when we send people, are we determining
17 whether they're safe to practice?

18 A. No, when we send someone out to -- oh, yes,
19 yes, yes.

20 Q. For the OCE?

21 A. Yes.

22 Q. Okay. And did we have problems communicating
23 with Dr. Lahteenmaa in this case?

24 A. Yes, sir.

25 Q. And in what way?

1 A. Well, there were several e-mails that were
2 sent, several phone calls that were made. The
3 investigator attempted to hand serve the document,
4 left a note on her door, left a document at the door.
5 Several e-mail attempts were made and was not able to
6 get in contact with her.

7 Q. And did Dr. Lahteenmaa accuse the Department
8 of overreaching or heavy-handed tactics often?

9 A. Yes.

10 Q. In what way?

11 A. She would basically reply to the e-mails
12 stating that we're harassing her, that we're hacking
13 her systems, and that she would seek legal counsel if
14 we did not -- if we didn't stop. She reached out to,
15 you know, the Department heads and, you know, she
16 really went above and beyond to try to get in contact
17 with the people that weren't even part of this case.
18 So, yes.

19 MR. MORRIS: Okay. No further questions,
20 Your Honor.

21 THE COURT: All right. Dr. Lahteenmaa?

22 DR. LAHTENMAA: So, I get to ask questions
23 from Ellis regarding the beginning, I guess --
24 beginning parts.

25 CROSS-EXAMINATION

1 BY DR. LAHTENMAA:

2 Q. So, Ellis, where was my file sent? The
3 initial notification package? On January 4th?

4 A. Yes.

5 Q. Because for Mr. Morris, it went to a
6 different address. And per Ellis' e-mail, it was sent
7 to me, but per tracking, it was returned to sender, so
8 I never got it. So, where did it go?

9 A. So, the address of record that we have on
10 file, which is the address that you signed up with the
11 Department under your license. Can I say the address
12 out loud?

13 Q. Uh-huh.

14 A. Okay. So the address is 3540 South Ocean
15 Boulevard, Number 805. That's Palm Beach, Florida,
16 33480. That's the address that you have on record,
17 and that's the attempted address multiple times. You
18 also have an e-mail address on file as well, and I can
19 tell you what that e-mail address is.

20 Q. That's okay.

21 A. We have -- uh-huh.

22 Q. Now, the mailing address?

23 A. Yes.

24 Q. Mr. Morris said it was sent to the wrong
25 address, but --

1 MR. MORRIS: Objection.

2 BY DR. LAHTENMAA:

3 Q. If they track it, it was returned to sender.

4 THE COURT: Wait a second, there's an
5 objection. What's the objection?

6 MR. MORRIS: The objection is number one,
7 relevance, and number two, I mean, she's basically
8 saying I have said things and I'm certainly not
9 testifying in this matter.

10 DR. LAHTENMAA: It's an e-mail. I have a
11 copy of it. It's listed on the Court website. It
12 has a tracking number.

13 THE COURT: What are you asking of this
14 witness?

15 DR. LAHTENMAA: I'm saying I never got the
16 package that was mailed.

17 THE COURT: Okay.

18 DR. LAHTENMAA: It was my confidential
19 information. Where did it end up? Because Ellis
20 said it was mailed to my address. I never got it,
21 but if you actually track it, the tracking number,
22 it says, "Returned to sender," so I never got it.

23 MR. MORRIS: I think she answered the wrong
24 question, Your Honor.

25 THE COURT: Okay. So are you asking a

1 question? You just testified that you never got
2 it.

3 DR. LAHTENMAA: Well, I'm asking where did
4 it go, and how is it legal not to provide me this
5 information? They sent my confidential
6 information all over the neighborhood. I never
7 got it. Where did it go?

8 THE COURT: That's not a question. Ask the
9 witness a question, please.

10 BY DR. LAHTENMAA:

11 Q. Where did it go? Was it returned to sender
12 as per USPS?

13 A. I can't answer that question. I do know that
14 it was mailed to you and your address of record, so I
15 can't answer that question. If it was returned to
16 sender, it would have come back to the Department as
17 returned to sender, but it was mailed to the address
18 that you have on file.

19 Q. Why would the USPS say it's returned to
20 sender? I have a photo of it, and it's posted.

21 MR. MORRIS: Objection; outside the scope.

22 THE COURT: Overruled.

23 Ms. Ellis, do you know if it was returned to
24 sender, meaning the Department?

25 THE WITNESS: I can check and see, Your

1 Honor.

2 BY DR. LAHTEENMAA:

3 Q. Do you need the tracking number?

4 A. No, ma'am. If it was returned to sender --

5 THE COURT: That's from the post office. She
6 has to find the document. If it was returned,
7 then there will be a sticker on it that says,
8 "Returned to sender," for whatever reason, no
9 address or no such person or whatever.

10 THE WITNESS: One moment.

11 BY DR. LAHTEENMAA:

12 Q. USPS, still to date, shows this as returned
13 to sender if you punch in that number.

14 THE COURT: She's on her computer looking at
15 documents, not surfing the web and punching in
16 numbers. This isn't like you sent discovery out.
17 This is the hearing. So, if her answer is I don't
18 know, then that's the answer and that's how the
19 record will reflect it. If you have something
20 different to show, then you need to include that
21 in your testimony.

22 DR. LAHTEENMAA: Okay, well, it is there.
23 I'll show you.

24 THE WITNESS: Yeah, because I don't know. I
25 don't see where it was returned to sender, so I

1 don't know. I can't answer that question.

2 DR. LAHTENMAA: Let me find that.

3 MR. MORRIS: This was not in any of her
4 exhibits, Your Honor, that were filed.

5 THE COURT: Well, I understand, but if it's
6 subject to her proving its relevance at some
7 point, she has that, she can show it to the
8 witness for impeachment or whatever. I mean, I
9 don't know. It's not --

10 MR. MORRIS: Okay. And I just -- I would
11 point out that the witness did already testify
12 that she talked to -- that the Department of
13 Health talked to Dr. Lahteenmaa, so she was aware
14 of this.

15 THE COURT: Doctor, are you saying that you
16 never received a complaint here?

17 DR. LAHTENMAA: Yes, that's what I'm saying.
18 The written statement, they kept e-mailing to my
19 hacked e-mail address. And also --

20 THE COURT: Well, that was -- no, no, no. I
21 don't want you to testify. If your contention
22 here is that you never received this complaint,
23 then how did you know to come here today and file
24 all the things you filed in the case or whatever?

25 DR. LAHTENMAA: The --

1 THE COURT: One second. Please answer my
2 question.

3 DR. LAHTEENMAA: I'm trying to.

4 THE COURT: When did you receive the
5 complaint?

6 DR. LAHTEENMAA: This physical package that
7 was mailed, a USPS, that I never got.

8 THE COURT: Okay. When --

9 DR. LAHTEENMAA: And then they also e-mailed
10 the copy of the same thing to my hacked e-mail,
11 where I got it from.

12 THE COURT: I don't want to hear any more
13 hacked. Hacked is not evidence in this case.
14 Teladoc is not a party to this case. And I'm not
15 going to deal with Teladoc. They're not a party.
16 They're not subject to the jurisdiction of DOAH.
17 And I just want to hear, did you receive it by
18 e-mail?

19 DR. LAHTEENMAA: E-mail, yes.

20 THE COURT: The package? And when was that?

21 DR. LAHTEENMAA: Supposedly. Because what do
22 I know what was in the physical one, so I can't
23 compare it to --

24 THE COURT: (Indiscernible) the e-mail?

25 DR. LAHTEENMAA: I don't know. I would have

1 to log on to that e-mail. I don't even know if I
2 can log on to it.

3 THE COURT: Okay.

4 DR. LAHTENMAA: I have a million e-mails.

5 THE COURT: All right. Do you have another
6 question for Ms. Ellis?

7 BY DR. LAHTENMAA:

8 Q. So, do you have a copy of Dr. Dahlin's
9 initial complaint with his signature?

10 MR. MORRIS: Objection; relevance. The
11 initial complaint came from PRN.

12 THE COURT: Well, then the answer would be,
13 can you answer that yes or no?

14 THE WITNESS: No.

15 THE COURT: Okay.

16 BY DR. LAHTENMAA:

17 Q. Did you find the date for the exam by Dr.
18 Treese?

19 A. I am still looking for that.

20 Q. Okay. Why was I not told about the PCP
21 hearing and that information was withheld?

22 MR. MORRIS: Objection, Your Honor. PCP
23 initial probable cause hearings are confidential
24 and aren't noticed to the public.

25 DR. LAHTENMAA: Shouldn't you still include

1 it to the complete case file?

2 THE COURT: No.

3 DR. LAHTENMAA: Okay.

4 BY DR. LAHTENMAA:

5 Q. Why do I have two medical licenses? Well,
6 one license, but two different dates of issuance?

7 A. I can't answer that question.

8 Q. I don't think anybody can, because I have
9 e-mailed Florida Osteopathic Medicine and they will
10 not e-mail me back. I have yet to get one e-mail from
11 them.

12 MR. MORRIS: Objection, Your Honor. She has
13 two copies of one license.

14 DR. LAHTENMAA: Which makes no sense.
15 Nobody else has two copies of one license, two
16 active copies of one license.

17 THE COURT: Well, is there a question for Ms.
18 Ellis?

19 Ms. Ellis said she can't answer, she doesn't
20 know.

21 BY DR. LAHTENMAA:

22 Q. You don't know, Ellis?

23 A. No, I don't.

24 Q. Isn't that unusual? Have you ever seen
25 anybody else have duplicates of a license with two

1 different dates of issuance and two control numbers?

2 A. I can't answer that.

3 Q. Okay. So you can't or you haven't seen
4 anybody else have that?

5 A. I can't answer yes or no to that.

6 Q. Why?

7 THE COURT: Do you mean you've never seen
8 that?

9 BY DR. LAHTENMAA:

10 Q. Why can't you answer?

11 A. I can't say that I have or have not seen
12 that.

13 Q. But it's not --

14 A. I can't say that I have not seen that, but I
15 can't give you a time where I have seen it. So I
16 can't answer that.

17 MR. MORRIS: Your Honor, I'd just like to
18 point out that this witness is not part of our
19 licensure file. She is an investigator.

20 THE COURT: I understand. So the answer is
21 she doesn't know.

22 BY DR. LAHTENMAA:

23 Q. Ellis, is that a common problem?

24 A. Is what a common problem?

25 Q. Having a duplicate of your license with two

1 ~~dates of issuance and two different control numbers.~~

2 A. I can't answer that because I don't issue
3 licenses, so I can't answer that question.

4 THE COURT: The answer is you don't know.
5 When you say you can't answer, it almost sounds
6 like you won't answer.

7 THE WITNESS: Oh, okay. I understand.

8 THE COURT: So either yes, no, or you don't
9 know.

10 THE WITNESS: I don't know.

11 THE COURT: Okay, thank you.

12 THE WITNESS: Sorry.

13 THE COURT: It just comes out clearer that
14 way.

15 THE WITNESS: Okay.

16 THE COURT: I didn't think you were hiding
17 anything. I just was getting that you don't know.

18 THE WITNESS: Yes, I don't know.

19 THE COURT: Okay.

20 BY DR. LAHTENMAA:

21 Q. So Ellis, when Florida Department of Health,
22 when they send out these packages, whatever legal
23 paperwork, right?

24 A. Uh-huh.

25 Q. Do they send them out willy-nilly, or do they

1 send them so they can be tracked?

2 A. So we do hand-serve a lot of our documents.

3 Well, we hand-serve the documents to the address that
4 you provide when you sign up for your license. So
5 whatever license you report to the board, that's the
6 license that we serve your important documents to
7 because that's the license that you provided -- that's
8 the address that you provided.

9 Q. So hand-serve meaning there is no tracking,
10 there is no signing for legal paperwork?

11 A. Well, we do our due diligence to make sure
12 that we are hand-serving the appropriate party. So we
13 do --

14 Q. But is there signing? Do you sign for it?

15 A. It's not necessary. No, because we're
16 hand-serving.

17 Q. Are you required tracking?

18 A. It's not necessary.

19 MR. MORRIS: Objection; arguing with the
20 witness.

21 THE COURT: Okay. No, no, no, not arguing,
22 but let the witness finish her answer because
23 you're asking the next question while she's still
24 answering, and that's hard for the court reporter
25 to get.

1 BY DR. LAHTENMAA:

2 Q. Well, how do you know then that the right
3 person gets it or gets it at all or what happens to it
4 if you cannot track it and there is no signing? How
5 do you know for sure?

6 A. Because we're hand-serving it to the person
7 that it belongs to. So if a document came down from
8 the Prosecution Services Unit to hand-serve the
9 subject, meaning you, we would hand-serve that
10 document to you personally. So there's no need for a
11 signature because we're serving it to the actual party
12 who it belongs to.

13 Q. How do you know who that party is if they
14 don't sign for it legally? It could be anybody.

15 MR. MORRIS: Objection; asked to answer.

16 THE COURT: Overruled. Go ahead, Ms. Ellis,
17 to the extent you can answer that question.

18 THE WITNESS: Yes. So we know -- okay, so
19 you have a photo in the system. We can match your
20 photo up to make sure that we're serving the
21 correct person. So when you sign up for your
22 license, we have a photo on file to be able to
23 look up any individual that we're serving to make
24 sure that it's the accurate, appropriate person.

25 BY DR. LAHTENMAA:

1 Q. Okay. So why was my legal paperwork then
2 delivered and served to somebody downstairs and not
3 me?

4 A. I can't -- I don't know about -- I don't know
5 if that actually happened.

6 Q. Well, it's on the paperwork. I didn't sign
7 for it.

8 A. Yeah, if it was -- it's supposed to be
9 hand-served to you. So if you didn't --

10 Q. It's supposed to be in the ideal world. But
11 if you don't have to sign, there is no tracking, how
12 do you prove in a court of law this person actually
13 did receive this paperwork? Prove it, not just --

14 MR. MORRIS: Objection, Your Honor;
15 relevance.

16 BY DR. LAHTENMAA:

17 Q. -- a photo.

18 MR. MORRIS: We're talking about an order to
19 compel examination, I believe we're talking about
20 that, that she showed up for.

21 DR. LAHTENMAA: No, no, all the paperwork.

22 THE COURT: (Indiscernible) initial packet.
23 And my only question is, because we're here today,
24 did you receive notice of this and an opportunity
25 to file a petition for an administrative hearing?

1 I know the answer to that is yes, because there is
2 a petition for an administrative hearing filed in
3 the case, within the -- timely filed within the
4 time after service of the administrative
5 complaint.

6 So, the question on relevance is, what does
7 this matter? I mean, you're here today, you knew
8 about this, you didn't just find out about this
9 yesterday, in which case I'd say, whoa, we're
10 stopping this hearing and giving you time. This
11 case has been here for quite some time.

12 DR. LAHTENMAA: Oh, you mean this case?
13 Well, it was actually supposed to be taken care by
14 Mr. Burch, who dropped me at the last minute.

15 THE COURT: Well, that's -- again, that's not
16 relevant to Ms. Ellis, her testimony, or to
17 anybody who's testifying now.

18 DR. LAHTENMAA: Well, most of --

19 THE COURT: There's nothing I can do about
20 Mr. Burch dropping your case.

21 DR. LAHTENMAA: No, I understand that. But
22 it's relevant.

23 THE COURT: And you said you filed something
24 with the Florida Bar. But this case --

25 DR. LAHTENMAA: Basically --

1 THE COURT: -- came in November, so you've --
2 at least as far as DOAH is concerned, you've known
3 about this at least since November.

4 DR. LAHTENMAA: Basically, all the paperwork
5 I got from Florida Department of Health, none of
6 it was delivered to me in a legal manner that can
7 be tracked or signed. It was just literally just
8 dropped somewhere or mailed all over the
9 neighborhood, like that letter.

10 BY DR. LAHTENMAA:

11 Q. Ellis, you cannot -- did you find where it
12 went? Was it returned to sender?

13 THE COURT: But again, Dr. Lahteenmaa, I'm
14 finding there was both actual and constructive
15 notice here. You know about this case. You've
16 filed a lot of documents in this case, as has your
17 previous attorney. So, there's no relevance to
18 whether that was -- you received that initial
19 packet properly, because you're here and you know
20 about it. You're subjected to the jurisdiction of
21 DOAH because of your filing a petition for
22 administrative hearing.

23 DR. LAHTENMAA: Well, I think it's a big
24 deal because this is supposed to be a confidential
25 case.

1 THE COURT: You might think it's a big deal,
2 but it's not relevant to the issue of whether
3 you're able to practice your profession with
4 reasonable skill and safety.

5 DR. LAHTENMAA: But it's supposed to be a
6 confidential case, right? My paperwork is
7 supposed to be confidential, at least that's what
8 it says in the beginning --

9 THE COURT: Yes.

10 DR. LAHTENMAA: -- like when I started this
11 case.

12 THE COURT: Your paperwork is, but that's --

13 DR. LAHTENMAA: It was mailed to somebody
14 else. It's not confidential. They opened it,
15 probably.

16 THE COURT: You know what? They're not on
17 trial.

18 DR. LAHTENMAA: No, I am, and my paperwork
19 is somewhere who knows where.

20 THE COURT: Okay. We're going to move on, or
21 we're going to -- do you have any more questions
22 for this witness?

23 Obviously, this witness had nothing to do
24 with serving the papers on whoever received them.

25 DR. LAHTENMAA: Whoever, I have no idea.

1 THE COURT: You have no more questions for
2 Ms. Ellis?

3 DR. LAHTENMAA: Well, I would still like to
4 know about that date, but if she can't pull it up,
5 then she can't, or where my paperwork went to.
6 But if the computer doesn't work, well, join the
7 club.

8 THE COURT: Anything further?

9 MR. MORRIS: Nothing from us, Your Honor.

10 THE COURT: Okay. Thank you very much, Ms.
11 Ellis. Have a good rest of your day.

12 THE WITNESS: Thank you.

13 DR. LAHTENMAA: Thank you.

14 THE COURT: Okay. We have -- there's an
15 iPhone listed in the waiting room from [REDACTED]
16 D. [REDACTED] there's an iPhone, [REDACTED] D. [REDACTED] M.D.,
17 and then there's a telephone number with an [REDACTED]
18 area code. Are those all three him?

19 MR. MORRIS: I think they are, because I'm
20 getting some text messages from his office. I
21 think they are.

22 THE COURT: Okay. I guess I'll admit all
23 three, and we'll see what happens.

24 MR. MORRIS: Yeah, I'm not sure.

25 THE COURT: We might get the mother of all

1 feedbacks, though, if they're all on the line.
2 We'll see.

3 Dr. [REDACTED] Oh, I see Dr. [REDACTED] Doctor, I
4 think we have you here three times. But you're
5 muted on the one where I can see your face. You
6 can unmute that one. Still can't hear you. We --
7 we still can't hear you. Microphone blocked.
8 Well, it's not blocked by us.

9 MR. MORRIS: We do only have two witnesses
10 left, Your Honor, but I'd still prefer to have Dr.
11 [REDACTED] testify before Dr. Treese.

12 THE COURT: Sure, no, it's fine, but if you
13 were texting Dr. [REDACTED], could you text him and
14 say --

15 MR. MORRIS: I did text him to ask him to get
16 on one connection with one --

17 THE COURT: He held up a note that said,
18 "Microphone blocked." But I'm not blocking it, so
19 I can't control anything else.

20 MR. MORRIS: Yeah, I'm not getting a response
21 back yet.

22 THE COURT: Okay.

23 MR. MORRIS: I'm going to go on mute and try
24 to call his office.

25 THE COURT: Sure, go ahead.

1 (Brief pause.)

2 THE COURT: All right, Doctor. Thank you.

3 I'm Bob Cohen. I'm the Administrative Law
4 Judge here. If you'd raise your right hand to be
5 sworn, please.

6 Do you swear or affirm the testimony you'll
7 give in this proceeding will be the truth, the
8 whole truth and nothing but the truth?

9 THE WITNESS: I do.

10 THE COURT: State your name for the record,
11 sir.

12 THE WITNESS: [REDACTED] D [REDACTED].

13 THE COURT: You may inquire, Counsel.

14 DIRECT EXAMINATION

15 BY MR. MORRIS:

16 Q. Can you state your office address, sir?

17 A. [REDACTED].

18 Q. And I realize that we're not offering you as
19 an expert, but can you give me a brief description of
20 your resume? Essentially, whatever you would put on
21 your website.

22 A. I'm a [REDACTED]-year-old board-certified
23 psychiatrist, board-certified in [REDACTED] after
24 completing medical school at the [REDACTED]
25 [REDACTED] and a residency in the [REDACTED]

1 [REDACTED]. I've been in practice, solo private
2 practice, outpatient only, in [REDACTED], for
3 about 25 or 30 years.

4 THE WITNESS: And are you a diplomat of the
5 American Board of Psychiatry and Neurology?

6 THE COURT REPORTER: Mr. Morris, something
7 happened with your speaker. Would you mind
8 repeating your question?

9 MR. MORRIS: Sure.

10 BY MR. MORRIS:

11 Q. And are you a diplomat of the American Board
12 of Psychiatry and Neurology?

13 A. Yes. I was board-certified in [REDACTED]

14 Q. And you've remained so since, correct?

15 A. Correct.

16 Q. And do you know Dr. Heidi Lahteenmaa?

17 A. Yes.

18 Q. And how do you know her?

19 A. She has been a patient in this practice.

20 Q. And you actually had your records from her
21 subpoenaed by her office, correct?

22 A. Yes, that's correct. And they were sent and
23 received.

24 Q. Right. And those records, the e-mail that I
25 sent you, were those a true and correct copy of your

1 records?

2 A. Yes.

3 MR. MORRIS: All right. And Your Honor, we
4 would at this point ask that our Exhibit 5 be
5 admitted in evidence as Dr. D[REDACTED]'s records for
6 the respondent?

7 THE COURT: Any objection, Dr. Lahteenmaa?
8 You're muted, Doctor.

9 DR. LAHTEENMAA: Okay. Can you hear me?

10 THE COURT: Yes.

11 DR. LAHTEENMAA: So about the evidence that
12 Dr. D[REDACTED] posted?

13 THE COURT: Yes.

14 DR. LAHTEENMAA: Um, no.

15 THE COURT: All right. Thank you.

16 Exhibit 5 for Petitioner's admitted without
17 objection.

18 (Petitioner's Exhibit No. 5 was admitted into
19 evidence.)

20 BY MR. MORRIS:

21 Q. Okay. So can you tell me, when did you first
22 see Dr. Lahteenmaa?

23 A. On the calendar, the day that appears on the
24 records that I sent you.

25 Q. Okay. And when was that?

1 A. The, uh -- I'm opening her chart now. The
2 first entry in her chart is 3-22-2016.

3 Q. Okay. And do you know if she was a resident
4 at USF then?

5 A. Uh, I'm looking at that note. Uh, my note
6 says that, uh, that -- remember that was month number
7 three. And she said her boards are due in month
8 number nine after graduation in month number six. So
9 that appears to me that she was still in her residency
10 and had three months to go when I first saw her.

11 Q. Okay. And when she first saw you, what
12 medicines was she taking at that time?

13 A. [REDACTED]
14 [REDACTED].

15 Q. And those were the only medicines she told
16 you she was taking at that time, correct?

17 A. That's correct. That's what she wrote down
18 on her intake form. I assume that's to be accurate.

19 Q. Now, since, um -- have you seen her
20 continuously since 2016 up until at least 2024?

21 A. Uh, I typically see patients who are taking
22 controlled substances every three months. And, uh, I
23 did not see her every three months. There were breaks
24 in between. I can count the number of visits if you'd
25 like. I'll give you the exact dates of every visit

1 that she's made.

2 Q. Well, can you approximate how many visits?
3 If you want, you can count it. It's either way.

4 A. I'll have to count them. One, two, three,
5 four, five, six, seven, eight, nine, 10, 11, 12, 13,
6 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 -- uh, 23
7 actually. Last visit would being 5-6-2024.

8 Q. Okay. So about 23 visits in eight years. So
9 every -- every few months, correct?

10 A. Correct.

11 Q. And what medicines did you prescribe for Dr.
12 Lahteenmaa?

13 A. I prescribed, uh, Adderall for her. She fit
14 the criteria for a trial of the medication. And, uh,
15 she successfully responded to the medication. She had
16 no complaints. And, uh, we continued, uh, the same
17 dose for the most part. There was one change where we
18 switched to Adderall. That could have been because
19 the pharmacy was -- I mean, we switched to Ritalin for
20 one month. That was common, uh, if the pharmacy
21 doesn't have Adderall. She occasionally took
22 something to sleep, which was Ativan, most recently
23 Trazodone.

24 Q. Okay. So what was her ending dose or the
25 last dose you know of as far as Adderall?

1 A. Her Adderall dose has pretty much been stable
2 the whole, uh -- the whole time at 20 milligrams three
3 times a day.

4 Q. Is that a relatively high dose?

5 A. That is a relatively high dose.

6 Q. And can you tell me, um, was she tolerating
7 it well to your knowledge?

8 A. Yes, that was the purpose of the follow-up
9 visits to see how well she was tolerating it.

10 Q. Okay. And have you seen her since May of
11 2024?

12 A. Uh, the last visit was a telephone visit and
13 that was 5-6-24.

14 Q. Okay. And since 5-6-24, you haven't seen her
15 at all, correct?

16 A. That's right.

17 Q. Has any medicine been prescribed from your
18 office since then?

19 A. Uh, no. The last prescription was 5-May-2024
20 for Adderall, 20 milligrams, one tab, three times a
21 day, and Trazodone, 50 milligrams at night.

22 Q. Okay. Did Adderall cause any kind of psychosis
23 or delirium syndrome symptoms?

24 A. Your question is, can Adderall cause delirium
25 and psychotic symptoms?

1 Q. Yes.

2 A. Uh, it would be unusual, if that were the
3 case, at that dose, 60 milligrams. I personally have
4 never seen a patient become psychotic on 60
5 milligrams. The reason we --

6 Q. Is it -- go ahead. Go ahead and finish.

7 A. The common dose is 20 milligrams twice a day,
8 40 milligrams. But some patients need more than that,
9 need 60 milligrams. There are some costings with
10 taking 60 milligrams. Again, those are --

11 Q. Now --

12 A. -- reviewed in the follow-up appointments.

13 Q. Okay. Sorry, I didn't mean to cut you off.

14 Now, when -- does your records indicate a
15 hospitalization for a Baker Act for Dr. Lahteenmaa?

16 A. My record on, uh, 8-15-2024 shows a
17 handwritten note from my office manager that says,
18 "Dr. D. [REDACTED] took a phone call from a social worker.
19 Patient is hospitalized in Delray Beach." I don't, I
20 don't know if she was Baker Acted.

21 Q. Okay. Do you -- have you had any follow-up
22 with Dr. Lahteenmaa since that notation?

23 A. No.

24 Q. And do you know why that is?

25 A. No.

1 Q. Okay. And you've gotten no notifications
2 she's changing doctors?

3 A. No.

4 Q. Did she ever disclose any medications to you
5 other than the [REDACTED] or the [REDACTED] that had
6 been prescribed by another doctor?

7 A. No.

8 Q. Had you ever done any, um, toxicology testing
9 on Dr. Lahteenmaa?

10 A. No.

11 Q. Okay. And Dr. Lahteenmaa never shared any
12 concerns about any kind of mental health symptoms to
13 you, did she, in 2024?

14 A. Uh, in 2024, there was, uh, no change from
15 the previous visits. And, uh, she said she was having
16 no trouble getting the medication filled. And she
17 asked for Trazodone, 50 milligrams at bedtime. And
18 that's -- that was prescribed to help her sleep.

19 Q. Okay. And can Trazodone cause any kind of
20 psychotic symptoms?

21 A. I've never seen a standard dose of Trazodone
22 cause psychosis.

23 MR. MORRIS: No further questions.

24 THE COURT: Thanks, Mr. Morris.

25 Dr. Lahteenmaa?

CROSS-EXAMINATION

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BY DR. LAHTENMAA:

Q. Hi, Dr. [REDACTED]

A. Hey, good to see you.

Q. Sorry -- sorry to see you under these
circumstances.

A. Yeah, yeah, I understand.

Q. I do have a couple of questions if they, um,
let me, um, cause I get interrupted a lot.

So, throughout the whole time I was seeing
you, was there ever any concerns about psychosis?

A. There was no concerns about psychosis during
the whole time of treating you.

Q. And wouldn't it be unusual that somebody gets
psychotic at my age, 47, at the same time, or around
the same time, after they have whistleblown on the
biggest --

MR. MORRIS: Objection; relevance and beyond
the scope.

DR. LAHTENMAA: That's what I'm talking
about. I'm not allowed to finish.

THE COURT: Go ahead, Doctor, I want you to
finish your question, and then I'll -- I heard the
objection. I want you to finish the question. Go
ahead.

1 BY DR. LAHTENMAA:

2 Q. Wouldn't it be unusual that somebody gets
3 psychotic around the same time when they whistleblow
4 on the biggest telemedicine company, Teladoc, biggest
5 telemedicine company in the world, with 80 million
6 clients in the United States, and get cyberattacked
7 after that, and no one looks at the evidence I have,
8 yet, I'm just left with the psychosis? Wouldn't that
9 be unethical and relatively unusual for those things
10 to actually happen at the same time? Like, oh, my
11 gosh, you know, she takes Adderall for years with no
12 problems, then whistleblowing, cyberattacks, and now
13 she's psychotic and no one looks at the evidence.

14 THE COURT: Okay. Dr. D [REDACTED], please don't
15 answer.

16 That question is just filled with facts that
17 are not in evidence. Do you plan to put on
18 testimony in this case that's going to establish
19 those facts in evidence?

20 That's the problem. Remember, we're not here
21 on a hacking by Teladoc. We're not here on the,
22 um, you're describing the cyberattacks on your
23 technology, your computers. None of those are
24 issues in front of me today. The only issue in
25 front of me today is whether you're able to

1 practice your profession with reasonable skill and
2 safety.

3 DR. LAHTENMAA: I'm trying to establish --

4 THE COURT: I understand, but there's one
5 count in the complaint, and that's all it is. It
6 isn't about all that other stuff that is not
7 before me and that I can't take evidence on
8 because those are not issues brought to DOAH by
9 the Department of Health.

10 DR. LAHTENMAA: Can I ask --

11 THE COURT: Those are for another forum, not
12 here.

13 DR. LAHTENMAA: Well, can I ask him another
14 question?

15 THE COURT: Sure.

16 BY DR. LAHTENMAA:

17 Q. So for somebody to be diagnosed with
18 psychosis, isn't it required, you actually have to
19 look at the evidence to rule out other causes? So if
20 you say you're psychotic, delusional, regarding
21 hacking, isn't it, um, psychiatric guidelines that you
22 actually look at the evidence to make sure, are they
23 hacked or are they not? Or are these just false
24 accusations?

25 A. Well, I can't speak to the truth or false

1 accusations, but I can tell you that someone who is 47
2 would be unlikely to experience a first-break
3 psychotic episode unless there were other drugs
4 involved.

5 Q. Also, isn't it true that I went to Finland
6 every once in a while, right?

7 A. I'm sorry?

8 Q. You know that I went to Finland every once in
9 a while, right?

10 A. Yes.

11 Q. So in Finland, I don't have a doctor to give
12 Adderall, so I wasn't always taking 20, three times a
13 day. It was like a PRN.

14 A. Okay.

15 Q. So sometimes I would stretch it, so then the
16 dose would be even less. Not 60 milligrams every
17 single day. I didn't come to see you every three
18 months like clockwork, right?

19 A. That's correct. You did not see me three
20 months like clockwork, which is not uncommon, and it
21 is common to stretch the medication. If you're given
22 a 90-count bottle, it's common to stretch it beyond
23 the typical three-month office visits.

24 Q. Well, then the average dose would be even
25 less, then, obviously?

1 A. Then the average would be even less than what¹²³
2 is --

3 Q. Well, then it would be even less likely to
4 get psychosis on it, because the dose is less?

5 A. Yes.

6 Q. Versus a higher dose?

7 A. Yes to less.

8 Q. So with the diagnosis of psychosis, I mean,
9 you always have to rule out other causes, right?

10 A. Yes.

11 Q. So if somebody says, okay, I'm hacked, I have
12 all this evidence, wouldn't it be normal to take a
13 look at it versus just give them a psychosis
14 diagnosis?

15 A. It should be looked at. There should be some
16 consideration. What you're describing, as you know,
17 is a common paranoid delusion, electronic
18 surveillance. But it is reasonable to understand what
19 that evidence is to determine whether or not there
20 really is electronic surveillance, which would be
21 unusual, but it's certainly possible.

22 Q. But the risk would go up if somebody would
23 tell you, I actually whistleblowed on the biggest
24 telemedicine company in the world? I was working from
25 home, they were watching me to do it, and I got

1 cyberattacked after that.

2 (Indiscernible), so the likelihood would go
3 even higher, then you would even want to look at the
4 evidence even more, right? Because now she actually
5 has a reason of being hacked. It just doesn't come
6 out of nowhere, you know? There's actually a reason.
7 Wow. She actually says she whistleblowed on this
8 company. That's pretty serious. I mean,
9 whistleblowers die all the time.

10 A. Remind me, Heidi, you're 47, is that right?

11 Q. Uh-huh.

12 A. It would be unusual for a 47-year-old to have
13 a psychotic episode for no reason. So there must be a
14 reason.

15 Q. Yeah. But if they told you they did
16 something, I mean, that's pretty high risk, right?
17 Whistleblow on a big company like that? It doesn't
18 come without risks, I guess what I'm trying to say,
19 whistleblow on any company?

20 A. That makes common sense to me.

21 Q. So then you would want to kind of at least
22 glance at the evidence, like, oh, my gosh, she
23 actually is speaking the truth. She has all this
24 evidence. It would be kind of a good practice, right,
25 at least to take a look?

1 A. It's good practice to try and figure out why
2 a 47-year-old female, stable on the dose of Adderall
3 for multiple years, would have a psychotic episode. I
4 think the sequence would be, first you would establish
5 whether or not the patient was psychotic, and then you
6 would try and determine what the etiology of that
7 psychosis is.

8 Q. But to determine the psychosis, you would, of
9 course, have to actually make sure if they're speaking
10 the truth, right?

11 MR. MORRIS: Objection; asked and answered.

12 THE COURT: I'll allow it.

13 Go ahead, Doctor. Dr. D [REDACTED] sorry about
14 that.

15 THE WITNESS: Oh. If you're talking to me,
16 I've never had any reason to think that Heidi was
17 not telling me the truth. But this psychotic
18 business that y'all were talking about was not
19 present, evident, or disclosed to me on our last
20 conversation of 5-6-2024.

21 BY DR. LAHTENMAA:

22 Q. Which was never the case. I have been
23 falsely accused of psychosis.

24 THE COURT: Doctor, that's not a question.

25 DR. LAHTENMAA: So, the common -- like Dr.

1 D [REDACTED] said, the common way of doing things when
2 you try to diagnose somebody is per APA
3 guidelines. They make it very clear, American
4 Psychiatric Association, you cannot diagnose
5 psychosis without looking at the evidence. You
6 have to rule out other things, what is going on.
7 You cannot just give somebody a psychosis
8 diagnosis without looking at the evidence. No one
9 has looked at my devices.

10 THE COURT: Well, that's --

11 BY DR. LAHTENMAA:

12 Q. So Dr. D [REDACTED], wouldn't you find that
13 unethical?

14 MR. MORRIS: Objection.

15 THE COURT: Objection. What is it, Mr.
16 Morris?

17 MR. MORRIS: The objection is relevance as to
18 ethicalness. I mean, we've already had testimony
19 as to what has happened. The ethics don't
20 necessarily matter for a medical complaint.

21 THE COURT: So, I tend to agree in a limited
22 way. I don't think the question was improper. I
23 think that Dr. D [REDACTED] can just answer that as
24 basically, would you look at all the evidence
25 presented to you before making a diagnosis of

1 psychosis or something else?

2 THE WITNESS: Yes, I would make a diagnosis
3 of psychosis based on the usual and common
4 evidence that one would look into before a
5 diagnosis was made. Remembering that it's
6 particularly unusual for a patient of that age to
7 develop a de novo psychosis without some other
8 factor. The most common factor being other drug
9 use.

10 BY DR. LAHTEENMAA:

11 Q. Dr. D[REDACTED] have you ever had any concerns of
12 me -- I know I didn't do a UDS, but have you had any
13 issues with my behavior or anything like that, my
14 presentation of other drug use?

15 A. No, I was totally mystified when I got this
16 phone call saying you were hospitalized. That was a
17 surprise to me.

18 Q. It was a surprise to me too, this whole
19 thing.

20 DR. LAHTEENMAA: So, yeah, I don't really
21 have any other questions. I suppose one more
22 thing, just a comment. I think Judge Cohen --

23 THE COURT: No, no, no. When you say, "just
24 a comment," that means you're about to testify.
25 Please. You're going to have every opportunity to

1 testify here, but when it gets confused with other
2 witnesses' testimony, it's not -- this was Dr.
3 Dr. [REDACTED]'s time to testify. So unless you have
4 another question --

5 DR. LAHTENMAA: Can I ask Dr. [REDACTED] one
6 question?

7 THE COURT: A question, yes.

8 THE WITNESS: Okay.

9 BY DR. LAHTENMAA:

10 Q. Do you think it's very unethical and just a
11 horrible abuse of process? Essentially, take me off
12 my meds, not look at the evidence, and obviously this
13 ADHD that we have been treating is not well controlled
14 when I keep speaking over the Judge, Mr. Cohen. This
15 whole process, it doesn't seem to be -- it's just not
16 fair with not following guidelines, things like that
17 without looking at the evidence.

18 THE COURT: Is that a question?

19 DR. LAHTENMAA: Yeah. I'm asking if Dr.
20 Dr. [REDACTED] agrees with that assessment. It seems like
21 abuse of a process.

22 THE WITNESS: Well, it seems curious to me
23 whether this was a case of deliberate abuse or
24 neglect. I don't have the evidence to comment on
25 that.

1 DR. LAHTENMAA: Well, I don't have any other
2 questions. It was good to see you, Dr. D[REDACTED]

3 THE WITNESS: Oh, yeah, good to see you,
4 Heidi.

5 DR. LAHTENMAA: Hopefully it's going to get
6 better from here. I don't know.

7 THE COURT: Mr. Morris, anything further?

8 MR. MORRIS: Just a brief follow-up.

9 REDIRECT EXAMINATION

10 BY MR. MORRIS:

11 Q. You indicated that there were things you
12 would rule out as far as substance use, Dr. D[REDACTED]; is
13 that correct?

14 A. That's a common first step in the clinical
15 scenario we're talking about, where someone who's 47
16 develops signs that are described as paranoid
17 delusions --

18 Q. Have you seen --

19 A. --of electronic manipulation and surveillance
20 and so forth. Those are common -- that's the common
21 content of paranoid delusion is electronic
22 surveillance and manipulation.

23 Q. And have you seen Dr. Treese's report on Dr.
24 Lahteenmaa?

25 A. Oh, well, I saw -- let's see. I saw a notice

1 of filing supplemental materials in support of motion
2 for sanctions. I think that's what you're referring
3 to.

4 Q. Well, actually, I was referring to Exhibit 1,
5 which was an independent medical exam by Dr. Treese.

6 A. Oh, yeah. I --

7 Q. Do you see that?

8 A. I didn't see something that's called
9 independent medical exam.

10 Q. Okay. It might have been labeled a little
11 differently. Sorry.

12 A. I'm looking through. There's not that much
13 here. I'm seeing -- I have the Petitioner's response
14 to the motion for sanctions. You're not talking about
15 that.

16 Q. No.

17 A. You're talking about an independent
18 examiner's assessment of --

19 Q. Right, by Dr. Treese.

20 A. -- (indiscernible) issue is, is there a
21 psychosis or not? And the answer is no, I do not have
22 that.

23 Q. Okay. Based on what you've seen today, do
24 you have any concerns about Dr. Lahteenmaa right now?

25 A. Yes.

1 Q. And what are those?

2 A. I'm concerned about whether her statements of
3 electronic surveillance is factual or not.

4 Q. And would you subject her to any kind of
5 toxicology testing to help with that?

6 A. Well, I think anybody -- I certainly would
7 assume that if she was admitted to a hospital in
8 Delray on May 15, 2024, that a drug screen would have
9 been done.

10 Q. And would it be probably likely that they
11 might try either reducing her Adderall or taking her
12 off of that as part of her treatment?

13 A. Yes, that would be typical. It would be to
14 take her off all her medications and observe her. The
15 --

16 MR. MORRIS: Okay. No further questions.
17 Go ahead.

18 THE WITNESS: Okay.

19 MR. MORRIS: You can answer. You can finish.
20 I'm sorry that I cut you off.

21 THE COURT: Did you complete your answer,
22 Doctor?

23 THE WITNESS: I was just going to say that
24 Adderall is a medication that can be stopped
25 abruptly without adverse consequences, so there

1 would be no reason to worry about stopping her
2 Adderall. So if she was hospitalized, you'd want
3 to take Adderall out of the picture by not giving
4 her any Adderall and observing her and seeing if
5 she is psychotic without the Adderall.

6 MR. MORRIS: No further questions, Your
7 Honor.

8 THE COURT: Thank you.

9 Thank you very much for your time, Dr.

10 D. [REDACTED]

11 THE WITNESS: Okay.

12 THE COURT: Have a great rest of your day.

13 THE WITNESS: All right.

14 DR. LAHTENMAA: Thank you.

15 THE WITNESS: Thank you.

16 MR. MORRIS: So, Your Honor, we just have Dr.
17 Treese left as our witness.

18 THE COURT: Okay. And then Dr. Lahteenmaa.

19 MR. MORRIS: Yeah. We have Dr. Treese until
20 2:30 at the latest. I don't know if you want to
21 take a short lunch.

22 THE COURT: You tell me what you want to do.
23 I mean, I don't want you to lose the witness,
24 especially Dr. Treese.

25 MR. MORRIS: Dr. Treese, can you hear me?

1 DR. TREESE: I can hear you.

2 THE COURT: Do you want to take a short lunch
3 break?

4 DR. TREESE: It doesn't matter to me. If you
5 would like to continue, I'm happy to continue. If
6 you want to take a break, we can take a break.

7 MR. MORRIS: Can we just take like a
8 30-minute break? And I think two hours should be
9 fine, I think.

10 THE COURT: Okay. Let's do that.

11 MR. MORRIS: If not, he can come back
12 tomorrow morning.

13 THE COURT: Okay. We should be able to get
14 this. So let's say we come back about 12:40,
15 12:45.

16 DR. TREESE: Will do.

17 THE COURT: Okay. We're in recess until,
18 let's say, 12:45.

19 THE COURT REPORTER: Okay. We're off the
20 record.

21 (Recess.)

22 (Proceedings continued in Volume II.)

23

24

25

CERTIFICATE OF REPORTER

STATE OF FLORIDA)

COUNTY OF LEON)

I, JESSICA RENCHEN, Registered Professional Court Reporter, State of Florida at Large, certify that I was authorized to and did stenographically report the foregoing proceedings and that the transcript is a true and complete record of my stenographic notes.

Dated this 5th day of August, 2025.

Jessica Renchen
JESSICA RENCHEN, Court Reporter

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