

STATE OF FLORIDA
DEPARTMENT OF CHILDREN AND FAMILIES
OFFICE OF APPEAL HEARINGS

FILED
APR 07 2010
OFFICE OF APPEAL HEARINGS
DEPT. OF CHILDREN & FAMILIES

APPEAL NO. 10N-00011

PETITIONER,

Vs.

RESPONDENT.

FINAL ORDER

Pursuant to notice, an administrative hearing was convened before the undersigned hearing officer on March 15, 2010, at 10:17 a.m., at the in Sarasota, Florida. The petitioner was present. Present on behalf of the petitioner was _____, daughter; _____, son-in-law; _____ son-in-law, and _____, daughter. The respondent was represented by _____ controller; _____, accounts receivables, and _____ administrator.

_____ administrator in training and _____, chief financial officer were observing.

The issue under appeal was the petitioner's discharge from the facility. The facility issued the discharge notice on the basis that the petitioner's bill for services at the facility had not been paid after reasonable and appropriate notice to pay.

During the hearing, all parties decided to enter into a repayment agreement for the petitioner to remain at the facility. The record was left open until March 25, 2010 for the facility to forward a copy of the agreement. As the parties decided to enter into a

repayment agreement, there is no further issue for the hearing officer to determine for the January 13, 2010 hearing request. The appeal is dismissed.

NOTICE OF RIGHT TO APPEAL

The decision of the hearing officer is final. Any aggrieved party may appeal the decision to the district court of appeals in the appellate district where the facility is located. Review procedures shall be in accordance with the Florida Rules of Appellate Procedure. To begin the judicial review, the party must file one copy of a "Notice of Appeal" with the Agency Clerk, Office of Legal Services, Bldg. 2, Rm. 204, 1317 Winewood Blvd., Tallahassee, FL 32399-0700. The party must also file another copy of the "Notice of Appeal" with the appropriate District Court of Appeal. The Notices must be filed within thirty (30) days of the date stamped on the first page of the final order. The petitioner must either pay the court fees required by law or seek an order of indigency to waive those fees. The department has no funds to assist in this review, and any financial obligations incurred will be the party's responsibility.

DONE and ORDERED this 7th day of April, 2010,

in Tallahassee, Florida.



Linda Jo Nicholson
Hearing Officer
Building 5, Room 255
1317 Winewood Boulevard
Tallahassee, FL 32399-0700
850-488-1429

Copies Furnished T