

STATE OF FLORIDA  
BARBERS' BOARD

FILED  
04 JUL 15 AM 11:13  
DIVISION OF  
ADMINISTRATIVE  
HEARINGS

TANA SHIVER,  
Petitioner,

AT

vs.

DOAH NO.: 99-0155 WFO-CWS

DEPARTMENT OF BUSINESS AND  
PROFESSIONAL REGULATION,  
BARBER'S BOARD,

Final Order No. BPR-99-04101 Date 7-21-99  
FILED  
Department of Business and Professional Regulation  
AGENCY CLERK  
Sarah Wachman, Agency Clerk

Respondent.

By: Brandon M. Nichols

**FINAL ORDER**

THIS MATTER came before the Florida Barbers' Board at a regularly scheduled meeting held in Tallahassee, Florida, on July 19, 1999, pursuant to Section 120.57(1)(j), Florida Statutes, for the purpose of considering the Recommended Order issued by the Administrative Law Judge in the above styled case. The Petitioner was not present, and was not represented by counsel. Respondent was represented by Ruby Seymour-Barr, Staff Attorney, Department of Business and Professional Regulation.

After a review of the complete record in this matter, including consideration of the Administrative Law Judge's Recommended Order, all written evidence, and the arguments or exceptions of each party, the Board makes the following findings of fact and conclusions of law:

**FINDINGS OF FACT**

1. The Findings of Fact as stated in the Administrative Law Judge's

Recommended Order are approved, adopted, and incorporated herein.

### **CONCLUSIONS OF LAW**

1. The Board has jurisdiction of this matter pursuant to the provisions of Section 120.57(1), and Chapter 476, Florida Statutes.

2. There is competent and substantial evidence to support the findings of fact as stated in the Administrative Law Judge's Recommended Order

3. The conclusions of law as stated in the Administrative Law Judge's Recommended Order are consistent with and support by the findings of fact as stated in the Recommended Order; and, are hereby approved, adopted, and incorporated herein.

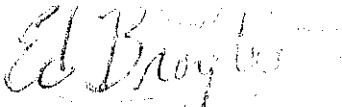
4. The recommended disposition as stated in the Administrative Law Judge's Recommended Order is consistent with the applicable statutes and rules of the Board, and is warranted by the findings of fact and conclusions of law as stated in the Administrative Law Judge's Recommended Order.

WHEREFORE, in consideration of the foregoing findings of fact and conclusions of law, it is hereby ORDERED and ADJUDGED that the Recommended Order of the Administrative Law Judge is approved, accepted, and adopted by the Board. The disposition recommended by the Administrative Law Judge is specifically accepted and adopted by the Board. Respondent shall govern and conduct himself in accordance with the disposition as stated in the Recommended Order.

This Order shall become effective upon filing with the Clerk of the Department of Business and Professional Regulation.

DONE AND ORDERED this 20<sup>th</sup> day of July, 1999.

BARBERS' BOARD

  
ED BROYLES  
EXECUTIVE DIRECTOR

**NOTICE OF RIGHT TO JUDICIAL REVIEW**

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION AND A SECOND COPY, ACCOMPANIED BY THE FILING FEES AS PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF THE DATE THIS ORDER IS FILED.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been furnished by United States Mail to Tana Shiver, 2049 Old Gunn Highway, Odessa, Florida 33556, and by inter-office delivery to Ruby Seymour-Barr, Staff Attorney, Department of Business and Professional Regulation, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750, by 5:00 p.m., this \_\_\_\_ day of \_\_\_\_\_, 1999.

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