

3-28-01

STATE OF FLORIDA
BOARD OF PHARMACY

DEPARTMENT OF HEALTH,
BOARD OF PHARMACY,
Petitioner,

vs.

GUY HENDRICKS, III, R.PH.,
Respondent.

AT

Final Order No. DOH-01-1010-FOF-MQA
FILED DATE - 6-28-01
Department of Health

By: *[Signature]*
(Deputy Agency Clerk)

DOAH CASE NO. 00-4311PI
DOH CASE NO. 97-1-614

FILED

Date

7/6/01

FINAL ORDER

THIS MATTER came before the Board of Pharmacy (hereinafter referred to as the "Board") pursuant to Section 120.57(1)(b)(9), Florida Statutes, on June 12, 2001, in Tampa, Florida, for consideration of the Recommended Order (a copy of which is attached hereto and incorporated herein by reference) entered by the Honorable Jeff B. Clark, Administrative Law Judge. The Petitioner was represented by Lawrence F. Kranert, Jr., Senior Attorney, Agency for Health Care Administration. Respondent was not present.

536-1105

Upon consideration of the Administrative Law Judge's Recommended Order, the arguments of the parties and after a review of the complete record in this matter, the Board rules as follows:

FINDINGS OF FACT

1. The Administrative Law Judge's Findings of Fact are hereby approved and adopted in toto.
2. There is competent, substantial evidence to support the Findings of Fact.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter pursuant to the provisions of Section 120.57(1), and Chapter 465, Florida Statutes.
2. The Administrative Law Judge's Conclusions of Law are hereby approved and adopted in toto.

3. The disposition of this cause recommended by the Administrative Law Judge is hereby approved and adopted in toto.

4. There is competent, substantial evidence to support the Board's findings and conclusions.

THEREFORE, IT IS HEREBY ORDERED AND ADJUDGED:

That the Administrative Complaint against Respondent be and the same is hereby DISMISSED.

Pursuant to Section 120.59, Florida Statutes, the Parties are hereby notified that they may appeal this Final Order by filing one copy of a Notice of Appeal with the Clerk of the Department of Health and by filing the filing fee and one copy of the Notice of Appeal with the District Court of Appeal within thirty (30) days of the effective date of this Order.

This Order shall become effective upon filing with the clerk of the Department of Health.

DONE AND ORDERED this 20th day of June, 2001 by the
Florida Board of Pharmacy.


JOHN D. TAYLOR, R.Ph.
EXECUTIVE DIRECTOR

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by United States Mail to Guy Hendricks, R.Ph., P.O. Box 4173, Sebring, Florida 33871; to the Honorable Jeff B. Clark, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060, and by hand delivery/interoffice mail to Department of Health and its counsel, Lawrence F. Kranert, Jr., Senior Attorney, Agency for Health Care Administration, this _____ day of _____, 2001.

AMENDED CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Order has been provided by certified mail to **Guy Hendricks, III, R.Ph.**, P. O. Box 4173, Sebring FL 33871, **Guy Hendricks, III, R.Ph.**, 1523 Hyacinth Ave., Sebring FL 33872-1269, **Jeff B. Clark, ALH**, DOAH, 1230 Apalachee Pkwy., Tallahassee FL 32399-3060, and interoffice delivery to Lawrence F. Kranert, Jr., AHCA at or before 5:00 p.m., this _____ day of _____, 2001.
