

9-4-01

AT

STATE OF FLORIDA
BOARD OF MASSAGE THERA

Final Order No. DOH-01-2069- FDF-MOA
FILED DATE - 12/3/01
Department of Health

By: J. E. Keran
Deputy Agency Clerk

DEPARTMENT OF HEALTH, BOARD
OF MASSAGE THERAPY,
Petitioner

Vs.

DEBORAH LYNN KEYS,
Respondent.

DOAH Case No.: 01-0322PL
DOH Case No.: 98-00837
License No.: MA 0019097

DEC 10 2 02 PM '01
OFFICE OF
ADMINISTRATIVE
SERVICES

FILED

JVL-clos

FINAL ORDER

This matter came before the Florida Board of Massage Therapy, hereinafter the "Board," at a duly noticed public meeting held on October 25, 2001, in Miami, Florida, pursuant to Sections 120.569 and 120.57(1), Florida Statutes, for consideration of the Administrative Law Judge's Recommended Order, (attached hereto as Exhibit A) in the above styled cause. At the hearing, Petitioner was represented by Mr. Gary Asbell, Senior Attorney, Agency For Health Care Administration. The Respondent was not present. Mr. John G. George, Esquire, Attorney for Respondent, was not present.

Upon review of the Recommended Order, Petitioner's proposed recommended order, the transcript of the formal video teleconference hearing held on May 22, 2001, and the complete record in this case, the Board makes the following findings and conclusions.

FINDINGS OF FACT

1. The findings of fact set forth in the Recommended Order are approved and adopted and incorporated herein by reference.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter pursuant to Section 120.57(1), Florida Statutes, and Chapter 480, Florida Statutes.

2. The conclusions of law set forth in the Recommended Order are approved and adopted and incorporated by reference.

3. There is competent substantial evidence to support the conclusions of law.

DISPOSITION

Upon a complete review of the record in this case, the Board adopts as the disposition in this case the recommendation for dismissal as set forth in the Administrative Law Judge's Recommended Order. WHEREFORE,

IT IS ORDERED AND ADJUDGED that the Administrative Complaint filed in this cause is hereby DISMISSED.

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

DONE AND ORDERED this 12 day of November 2001.

BOARD OF MASSAGE THERAPY

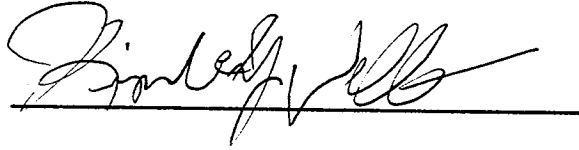

KAREN EATON, EXECUTIVE DIRECTOR
FOR KAREN HARRISON, CHAIR

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. PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLANT PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF THE NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF HEALTH AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEALS, FIRST DISTRICT, OR 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 RENDITION OT THE ORDER TO BE REVIEW.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing FINAL ORDER has been furnished via postage paid first class U.S. mail to John G. George, Esquire, Law Offices of John G. George, P.A., 409 Southeast 7th Street, Fort Lauderdale, Florida 33301; Deborah L. Keys, 7091 Environ Boulevard, Apt. 346, Lauderhill, Florida 33319; via interoffice delivery to Gary Asbell, Senior Attorney, Agency For Health Care Administration, General Counsel's Office-MQA, Allied Health, Tallahassee, Florida 32317; E. Renee Alsobrook, Assistant General Counsel, Department of Health, 4052 Bald Cypress Way, BIN # A-02, Tallahassee, Florida 32399-1702; and to John G. Van Laningham, Administrative Law Judge, Division of Administrative Hearings, The Desoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060, this 3rd day of March, 2001.



A handwritten signature in cursive script, appearing to read "E. Renee Alsobrook", is written over a horizontal line.