

8-22-01

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
ELECTRICAL CONTRACTOR'S LICENSING BOARD

DAVID B. ARMSTRONG,

Petitioner,

AT

DOAH Case No.01-1573

FILED
04 JUL 15 AM 10:13
DIVISION OF
ADMINISTRATIVE
HEARINGS
JVL-CWS

v.

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,
ELECTRICAL CONTRACTOR'S
LICENSING BOARD,

Final Order No. BPR-2002-01690 Date: 5-7-02
FILED

Department of Business and Professional Regulation
AGENCY CLERK
Sarah Wachman, Agency Clerk

By: Brandon M. Nichols

Respondent.

FINAL ORDER

THIS MATTER came before the ELECTRICAL CONTRACTOR'S LICENSING BOARD on September 12, 2001 in Tampa, Florida, in accordance with the provisions of sections 120.569 and 120.57(1), Florida Statutes, for consideration of the Recommended Order issued on August 22, 2001. Barbara Edwards, Assistant Attorney General, represented the Department. Petitioner did not appear and was not represented by counsel at this hearing.

FINDINGS OF FACT

1. The Respondent is the State agency charged with regulating the practice of electrical contracting pursuant to section 20.165 and Chapter 489 Part II, Florida Statutes.
2. Respondent's last known mailing address is 5726 SW 103rd Avenue, Fort Lauderdale, FL 33328.
3. On December 11, 2000 the Petitioner applied to the Respondent for licensure as a Certified Electrical Contractor pursuant to Subsection 489.514, Florida

Statutes.

4. On February 6, 2001, the Respondent denied Petitioner's application for lacking the required five (5) years experience as a state registered contractor.

5. Petitioner timely requested a hearing involving material disputed facts in accordance with Section 120.569 and Subsection 120.57(1), Florida Statutes.

6. A hearing involving material disputed facts herein was held before Judge John V. Van Laningham of the Division of Administrative Hearings (DOAH) on June 18, 2001, and the Recommended Order was issued on August 22, 2001.

7. The Respondent filed an exception herein to Endnote 1, which was included within the Recommended Order.

8. Upon consideration of the record provided herein, the Electrical Contractor's Licensing Board determined that the Respondent's exception to Endnote 1 was well taken, that the Endnote was both gratuitous and inaccurate, and granted the Respondent's request to strike the end note from the Recommended Order as adopted herein.

9. The Electrical Contractor's Licensing Board hereby adopts the Findings of Fact contained within the aforementioned Recommended Order, as amended to strike endnote 1.

CONCLUSIONS OF LAW

10. The Respondent has jurisdiction over the issuance of licenses to practice electrical contracting pursuant to Section 20.165, and Chapters 455 and 489, Florida Statutes.

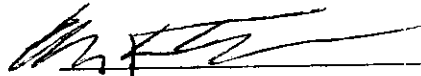
11. The Electrical Contractor's Licensing Board hereby adopts the Conclusions

of Law contained within the aforementioned Recommended Order.

Having considered the pleadings, the Findings of Fact and Conclusions of Law herein, and being otherwise fully advised in the premises it is, hereby, **ORDERED AND ADJUDGED:**

1. Respondent's application for licensure as a certified electrical contractor is hereby denied.
2. This Final Order shall become effective on the date of filing with the Agency Clerk.

DONE AND ORDERED this 15th day of May, 2008



Chairman
Electrical Contractor's Licensing Board
Department of Business and
Professional Regulation
Northwood Center
1940 North Monroe Street
Tallahassee, FL 32399-2022

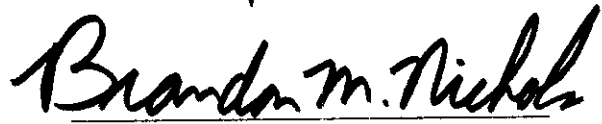
NOTICE OF RIGHT TO APPEAL UNLESS WAIVED

Unless expressly waived, any party substantially affected by this Final Order may seek judicial review by filing an original Notice of Appeal with the Clerk of the Department of Business and Professional Regulation, and a copy of the notice, accompanied by the filing fees prescribed by law, with the clerk of the appropriate District Court of Appeal within

thirty (30) days of rendition of this order, in accordance with Rule 9.110, Florida Rules of Appellate Procedure, and Section 120.68, Florida Statutes.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided via Certified U.S. Mail to David B. Armstrong at 5726 SW 103rd Avenue, Fort Lauderdale, FL 33328, this 17th day of May, 2002


Agency Clerk

Copy furnished to:

Barbara Edwards, Assistant Attorney General
Department of Legal Affairs

LPG/