

5-15-02

AT

FILED

OCT 15 02

AHCA
DEPARTMENT CLERK

**STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION**

AGENCY FOR HEALTH CARE
ADMINISTRATION,

Petitioner,

DOAH CASE NO. 01-3148
01-4649

vs.

AHCA CASE NO. 09-01-0071-NP
09-01-0091-NP

RENDITION NO.: AHCA-02

LIFE CARE CENTER OF PORT
SAINT LUCIE,

Respondent.

PNM-CLOS
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DIVISION OF ADMINISTRATIVE
HEARINGS

FINAL ORDER

This cause was referred to the Division of Administrative Hearings and assigned to an Administrative Law Judge (ALJ) for a formal administrative hearing and the entry of a Recommended Order. The Recommended Order of May 15, 2002, is attached to this Final Order and incorporated herein by reference.

RULING ON EXCEPTIONS

No exceptions were filed in this case.

FINDINGS OF FACT

The Agency adopts the findings of fact set forth in the Recommended Order.

CONCLUSIONS OF LAW

The Agency adopts the conclusions of law set forth in the Recommended Order.


IT IS THEREFORE ADJUDGED THAT:

The licensure status of Respondent is reduced to conditional for the period June 12, 2001, to August 17, 2001.

Respondent shall pay a fine of \$5,000.00 to the Agency within thirty (30) days of the date of this Final Order. Such payment shall be directed to:

Gloria Collins
Agency for Health Care Administration
Finance and Accounting Department
2727 Mahan Drive, MS #14
Tallahassee, Florida 32308

DONE and ORDERED this 24 day of September, 2002, in
Tallahassee, Florida.

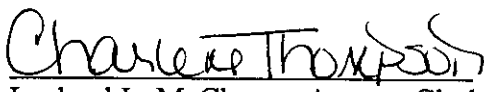

RHONDA M. MEDOWS, MD., SECRETARY
Agency for Health Care Administration

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW, WHICH SHALL BE INSTITUTED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A SECOND COPY, ALONG WITH THE FILING FEE PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE AGENCY MAINTAINS ITS HEADQUARTERS OR WHERE A PARTY RESIDES. REVIEW PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA APPELLATE RULES. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF THE RENDITION OF THE ORDER TO BE REVIEWED.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been furnished by U.S. or interoffice mail to the persons named below on this 15 day of October, 2002.


for Lealand L. McCharen, Agency Clerk
Agency for Health Care Administration
2727 Mahan Drive, MS#3
Tallahassee, FL 32308-5403

COPIES FURNISHED TO:

R. Bruce McKibben, Jr., Esq.
Post Office Box 1798
Tallahassee, FL 32302-1798

Elizabeth Dudek, Deputy Secretary
Agency for Health Care Administration
2727 Mahan Drive
Tallahassee, FL 32308-5403

Tracey Cottle, Esquire ^{CT}
Agency for Health Care Administration
2727 Mahan Drive, MS#3
Tallahassee, FL 32308-5403

Patricia Hart Malono, Administrative Law Judge
Division of Administrative Hearings
1230 Apalachee Parkway
Tallahassee, FL 32399-3060

Wendy Adams
MS 3