

3-18-02

FILED  
02 MAY 20 AM 9:06  
DIVISION OF  
ADMINISTRATIVE  
HEARINGS

STATE OF FLORIDA  
DEPARTMENT OF MANAGEMENT SERVICES

AT TKW/closed

SPIVEY UTILITY CONSTRUCTION  
COMPANY, INC.,

Petitioner,

Final Order No. DMS-02-0005

v.

DOAH Case No. 02-0286

DEPARTMENT OF MANAGEMENT  
SERVICES,

Respondent.

\_\_\_\_\_ /

**FINAL ORDER**

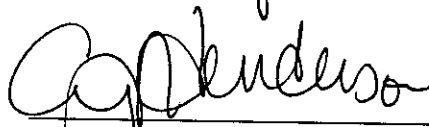
This matter came on for consideration of Administrative Law Judge T. Kent Wetherell, II's March 18, 2002 Recommended Final Order in the above-referenced case. Having considered the record herein, and being otherwise fully advised in the premises it is, hereby,

**ORDERED AND ADJUDGED:**

1. The March 18, 2002 Recommended Order, attached hereto and incorporated by reference is adopted in toto.
2. This Final Order shall become effective on the date of filing with the Agency Clerk of the Department of Management Services.

(The remainder of this space left intentionally blank)

DONE AND ORDERED this 15<sup>th</sup> day of May, 2002.



**Cynthia A. Henderson, Secretary**  
Department of Management Services  
4050 Esplanade Way, Suite 260  
Tallahassee, Florida 32399-0950

Copies furnished to:

Ronald R. Swartz, Esquire  
18045 Jorene Road  
Odessa, Florida 33556

Office of the Clerk  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060

Windell Paige, Director  
Office of Supplier Diversity

Stephen S. Godwin, Assistant General Counsel  
Department of Management Services

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**NOTICE OF RIGHT TO APPEAL**

Unless expressly waived by a party such as in a stipulation or in other similar forms of settlement, any party substantially affected by this final order may seek judicial review by filing an original Notice of Appeal accompanied by the filing fees prescribed by law, with the clerk of the appropriate District Court of Appeal and a copy of the notice with the Clerk of the Department of Management Services within thirty (30) days rendition of this order, in accordance with Rule 9.110, Fla. R. App. P., and section 120.68, Florida Statutes.

**Certificate of Clerk:**

Filed in the office of the  
Clerk of the Department of  
Management Services on this  
17<sup>th</sup> day of May 2002.

Carol Carr  
Agency Clerk