

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

RONALD J. PALAMARA,)
)
 Petitioner,)
)
 vs.) Case No. 02-1268
)
 DEPARTMENT OF BUSINESS AND)
 PROFESSIONAL REGULATION,)
)
 Respondent.)
 _____)

ORDER REOPENING FILE PURSUANT TO
MANDATE OF APPELLATE COURT

On December 11, 2003, the Respondent filed a motion seeking to have the Division of Administrative Hearings reopen the file in the above-styled case for the purpose of conducting further proceedings consistent with the appellate court opinion issued on October 8, 2003. On December 15, 2003, a telephone conference was conducted for the purpose of allowing counsel for all parties to express their views as to what further action was necessary, as well as when and how such action should be taken. Upon consideration of the comments of counsel, the undersigned is of the view that a supplemental recommended order should be prepared to address certain issues raised by the appellate court opinion. The undersigned is also of the view that the supplemental recommended order should be based on further consideration of the existing record, without receiving additional evidence. Consistent with the foregoing, it is ORDERED:

1. That by no later than 10 days from the date of this order, the Respondent shall file with the Division of Administrative Hearings a copy of the record in this case.
2. That each party may file a memorandum of law setting forth what action the party believes should be taken by the administrative law judge. Such memorandums shall be filed by no later than 10 days from the date on which the record is filed with the Division of Administrative Hearings.

DONE AND ORDERED this 15th day of December, 2003, in Tallahassee, Leon County, Florida.



MICHAEL M. PARRISH
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060
(850) 488-9675 SUNCOM 278-9675
Fax Filing (850) 921-6847
www.doah.state.fl.us

Filed with the Clerk of the
Division of Administrative Hearings
this 15th day of December, 2003.

COPIES FURNISHED:

Joseph S. Garwood, Esquire
Department of Business and
Professional Regulation
The Augusta Building
8685 Northwest 53rd Terrace, Suite 100
Doral, Florida 33166

Barry M. Silver, Esquire
1200 South Rogers Circle, Suite B
Boca Raton, Florida 33487-5703