

10-3-03

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

FILED  
04 JAN 12 PM 1:47  
ADMINISTRATIVE  
HEARINGS

R. CHRISTOPHER GOODWIN &  
ASSOCIATES, INC.,  
  
Petitioner,  
  
vs.  
  
DEPARTMENT OF MILITARY AFFAIRS  
  
Respondent,  
  
and  
  
SOUTHEASTERN ARCHEOLOGICAL  
RESEARCH, INC.,  
  
Intervenor.

AT

Case No. 03-1151BID

SDC - CLOS

FINAL ORDER

The Adjutant General of the Department of Military Affairs ("Agency") enters this Final Order in the above-referenced matter.

PRELIMINARY STATEMENT

On April 3, 2003, R. Christopher Goodwin & Associates, Inc. ("Goodwin") filed a Formal Written Protest and Petition for Formal Hearing with the Division of Administrative Hearings ("Division") challenging a proposed award of contract for performing Cultural Resource Surveys to Southeastern Archeological Research, Inc ("SEARCH").

SEARCH intervened as a party in the proceeding. On April 8, 2003, as noticed, Hearing on Goodwin's Petition commences, pursuant to Section 120.57(1), Florida Statutes. Upon conclusion of the Hearing, the parties requested a transcript and timely

submitted proposed recommended orders which were considered by the Administrative Law Judge.

On October 3, 2003, the Administrative Law Judge issued her Recommended Order, attached hereto and incorporated herein by reference, in which she recommended that the Agency issue a Final Order denying Goodwin's Petition and approving the intended award of the contract to SEARCH. The order advised the parties of the right to submit written exceptions to the Agency within ten days of the Recommended Order. None of the parties file exceptions.

#### FINDINGS OF FACT

The Agency adopts and incorporates herein by reference the Findings of Fact set forth in the Recommended Order.

#### CONCLUSIONS OF LAW

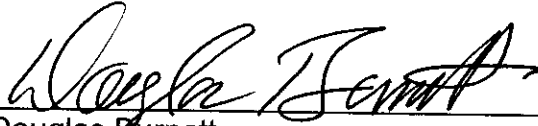
The Agency adopts and incorporates herein by reference the Conclusions of Law set forth in the Recommended Order.

#### ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, it is therefore ORDERED:

Goodwin's Formal Written Protest and Petition is denied and the award of contract to SEARCH for archeological services is approved. This Order is effective upon filing with the State Quartermaster for the Agency.

DONE and ORDERED this <sup>January</sup> ~~7th~~ <sup>4</sup> day of ~~October~~, 2008.



Douglas Burnett  
Major General  
Department of Military Affairs  
Post Office Box 1008  
St. Augustine, Florida 32085-1008  
The Adjutant General

NOTICE OF RIGHT OF APPEAL

This Final Order constitutes final Agency action. Any party substantially affected by it may appeal it, pursuant to Section 120.68, Florida Statutes, by filing a Notice of Appeal conforming to Rule 9.110, Florida Rules of Appellate Procedure, with the appropriate District Court of Appeal, accompanied by the filing fee, and also with the State Quartermaster, Department of Military Affairs, at 82 Marine Street, St. Augustine, Florida 32084, within thirty (30) days of the rendition of this Order.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that correct copies of the forgoing Final Order have been furnished by U.S. Mail on this 7<sup>th</sup> day of January, 2004, to the following:

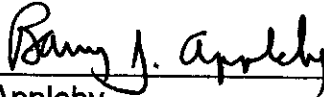
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Judge Diane Cleavinger  
Administrative Law Judge  
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\_\_\_\_\_  
Barry Appleby  
Colonel  
State Quartermaster