

2-5-04

**FILED**

DEPARTMENT OF HEALTH  
DEPUTY CLERK

CLERK *Heather Colman*

DATE 5-11-04

**STATE OF FLORIDA  
BOARD OF HEARING AID SPECIALISTS**

*AP*

FILED  
MAY 12 AM 11:56  
DEPARTMENT OF HEALTH  
STATE OF FLORIDA

DEPARTMENT OF HEALTH,

Petitioner,

vs.

DOAH Case No. 03-3452PL  
DOH Case No. 2001-19941

KENT A. BROY,

Respondent.

*LJS-Clas*

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**AMENDED FINAL ORDER**

THIS MATTER came before the Board of Hearing Aid Specialists (Board) at a duly-noticed public meeting on April 20, 2004, via telephone conference, for the purpose of assessing costs. On March 5, 2004, this case came before the Board for the purpose of considering the Administrative Law Judge's Recommended Order, pursuant to section 120.569, and subsection 120.57(1), Florida Statutes. The Board reserved jurisdiction to hear the matter of costs to be assessed. Petitioner filed the attached Motion for Costs, pursuant to section 456.072(4), Florida Statutes. Respondent filed the attached Response to Petitioner's Assessment of Costs. Petitioner's attachments to its Motion for Costs and Petitioner's billing statements are also attached.

Steven Graham, Assistant Attorney General, represented Petitioner. Respondent was not present at the meeting; however, he was represented by Attorney E. Raymond Shope II.

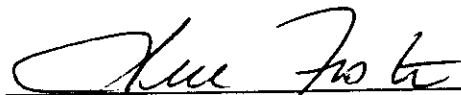
After hearing from the Petitioner and following a complete review of the record in this matter, the Board voted to GRANT, in part, the Department's Motion for Costs.

IT IS HEREBY ORDERED AND ADJUDGED that Respondent shall pay costs in the amount of \$5,365.11. All costs shall be paid within 30 days of the date of this final order. Payment of the costs shall be made payable to the Department of Health and shall be mailed to the Division of Quality Assurance, Client Services Unit, P.O. Box 6320, Tallahassee, Florida 32314-6320.

This Final Order shall become effective upon filing with the Clerk of the Department of Health.

DONE AND ORDERED this 11 day of May 2004.

BOARD OF HEARING AID SPECIALISTS



Sue Foster, Board Executive Director

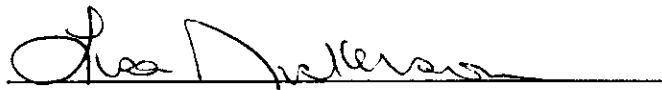
**NOTICE OF RIGHT TO JUDICIAL REVIEW**

A party who is adversely affected by this final order is entitled to judicial review pursuant to Section 120.68, Florida Statutes. Review proceedings are governed by the Florida Rules of Appellate Procedure. Such proceedings are commenced by filing one copy of a notice of appeal with the agency clerk of the Department of Health and a second copy, accompanied by filing fees prescribed by law, with the District Court of Appeal, First District, or with the District Court of Appeal in the Appellate District where

the party resides. The notice of appeal must be filed within 30 days of 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. mail to: Larry J. Sartin, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060; to E. Raymond Shope II, Esquire, 1404 Goodlette Road, North, Naples, Florida 34102; to Steven Graham, Assistant Attorney General, 110 S.E. 6<sup>th</sup> Street, 9<sup>th</sup> Floor, Fort Lauderdale 33301; and by interoffice mail to Cassandra Pasley, Senior Attorney, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin A-02, Tallahassee, Florida 32399, this 11<sup>th</sup> day of May 2004.

  
**Deputy Agency Clerk**