

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS 04

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DIVISION OF  
ADMINISTRATIVE  
HEARINGS

At

CAROLYN JOHNSON-ROLLINS

Final Order No. DMS-04-006

Petitioner,

vs.

Case No. ~~03-0625~~

DEPARTMENT OF MANAGEMENT SERVICES  
DIVISION OF RETIREMENT

03-4024

SFH-CWS

Respondent.

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**FINAL ORDER**

This cause came before the State Retirement Director for the purpose of the issuance of a final agency order. The Administrative Law Judge, Suzanne F. Hood, assigned by the Division of Administrative Hearings (DOAH) in the above styled cause, entered a Recommended Order on January 13, 2003, attached hereto and incorporated herein as "Exhibit A."

Pursuant to Uniform Rules, Section 28-106.217, Florida Administrative Code, exceptions may be filed within 15 days of the date of entry of the Recommended Order. No exceptions have been filed.

APPEARANCE

For Petitioner: Carolyn Johnson-Rollins, pro se  
Apt. N118  
2701 NW 23 Blvd.  
Gainesville, FL 32605

For Respondent: Robert B. Button, Esquire  
Department of Management Services  
Office of the General Counsel  
4050 Esplanade Way, Suite 260  
Tallahassee, Florida 32399-0950

ISSUE

Whether the Petitioner's employment as a substitute teacher is creditable service under the Florida Retirement System entitling her to benefits, and whether she may purchase out-of-state service for federal service prior to vesting.

FINDINGS OF FACT

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

CONCLUSIONS OF LAW

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

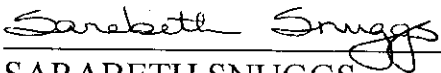
Based upon the foregoing it is,

ORDERED and DIRECTED that the Petitioner, Carolyn Johnson- Rollins,

does not have sufficient creditable service under the Florida Retirement System to qualify for a benefit, and it is

ORDERED and DIRECTED that the petition of Carolyn Johnson- Rollins is DISMISSED.

DONE and ORDERED this 11<sup>th</sup> day of February, 2004, at Division of Retirement Headquarters, City of Tallahassee, Leon County, Florida.

  
SARABETH SNUGGS  
Interim Director  
Division of Retirement  
Cedars Executive Center,  
Building C  
2639 North Monroe Street  
Tallahassee, Florida 32399-1560  
(850) 488-5541

#### 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 MANAGEMENT SERVICES, 4050 ESPLANADE WAY, SUITE 260, TALLAHASSEE, FLORIDA 32399-0950, 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 this Final Order was filed in the official records of the Department of Management Services and copies were furnished to: Robert B. Button, Assistant General Counsel, Department of Management Services, 4050 Esplanade Way, Suite 260, Tallahassee, Florida 32399-0950; Mantana Heim, 2664 Radford Church Road, Moneta, Virginia 24121-4496, and Judge Diane Cleavinger, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060, the 11<sup>th</sup> day of February 2004.



Carol Carr

Clerk

Department of Management Services

4050 Esplanada Way. Suite 260

Tallahassee, Florida 32399-0950