

4.7.05

FILED

APR 27 2005



FLORIDA
DEPARTMENT OF
FINANCIAL SERVICES

Chief Financial Officer
Docketed by: *[Signature]*



TOM GALLAGHER
CHIEF FINANCIAL OFFICER
STATE OF FLORIDA

IN THE MATTER OF:

U AND M CONTRACTORS, INC.

CASE NUMBERS:
DOAH 04-3041
DFS 75537-05-WC
DWC 04-313-D1

2005 MAY 10 P 12:32
FILED

FINAL ORDER

AT

EJD
Closed

This cause came on before Chief Financial Officer Tom Gallagher, as head of the Department of Financial Services (the "Department"), for consideration of and final agency action on a Recommended Order entered on April 7, 2005, after a formal administrative hearing conducted by Administrative Law Judge Ella Jane P. Davis. Neither the Department nor U and M Contractors, Inc., filed exceptions to the Recommended Order.

Having reviewed the record, including the transcript of proceedings, and being otherwise fully apprised in all material premises,

IT IS HEREBY ORDERED that the Findings of Fact and Conclusions of Law made by the Administrative Law Judge are adopted as the Department's Findings of Fact, and Conclusions of Law.

IT IS HEREBY FURTHER ORDERED that the Recommendation made by the Administrative Law Judge is adopted by the Department, and that U and M Contractors, Inc., is directed to pay the sum of \$51,779.50 to the Department within thirty days from the date hereof.

COPY

ACCORDINGLY, IT IS HEREBY FURTHER ORDERED that the Second Amended Stop Work and Penalty Assessment Order entered by the Division of Workers' Compensation is affirmed, and that U and M Contractors, Inc., shall cease all business operations unless and until it provides evidence satisfactory to the Division of Workers' Compensation of having now complied with the workers' compensation law by securing the necessary workers' compensation coverage for covered employees and, pursuant to Section 440.107(7)(a), Florida Statutes, paid the civil penalty imposed herein.

DONE AND ORDERED this 27th day of April, 2005.

NOTICE OF RIGHTS

Any party to these proceedings adversely affected by this Order is entitled to seek review of this Order pursuant to Section 120.68, Florida Statutes, and Rule 9.110, Fla.R.App.P. Review proceedings must be instituted by filing a petition or notice of appeal with the General Counsel, acting as the agency clerk, at 612 Larson Building, Tallahassee, Florida 32399-0333, and a copy of the same and the appropriate filing fee with the appropriate District Court of Appeal within thirty (30) days of rendition of this Order.

DONE and ORDERED this 27th day of April, 2005.


TOM GALLAGHER



COPIES FURNISHED TO:

Honorable Ella Jane P. Davis
Administrative law Judge
Division of Administrative Hearings
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