

Diann Cleavenger

STATE OF FLORIDA  
DEPARTMENT OF CHILDREN AND FAMILY SERVICES

FILED  
2007 JUL 26 P 1:38  
DIVISION OF  
ADMINISTRATIVE  
HEARINGS

JUDITH PAGE JOLLY,  
Petitioner,

CASE NO. 04-3232SED  
RENDITION NO. DCF-07-176-FO

v.

DEPARTMENT OF CHILDREN AND  
FAMILY SERVICES,

FILED

JUL 25 2007

Respondent.

\_\_\_\_\_/ DCF Department Clerk


**FINAL ORDER**

THIS CAUSE is before me for entry of a Final Order. The Recommended Order concludes that the Department did not present preponderant evidence to support the reclassification of petitioner's former position with the Department from career service to select-exempt service under section 110.205, Florida Statutes (2001). No exceptions to the Recommended Order were filed. The Recommended Order is approved and adopted.

Accordingly, the Department shall consider the position from which petitioner was terminated to have been a career service position rather than a select-exempt position.

**DONE AND ORDERED** at Tallahassee, Leon County, Florida, this 23

day of July, 2007

  
\_\_\_\_\_  
Don Winstead, Deputy Secretary  
Department of Children and Family Services

**RIGHT TO APPEAL**

**A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW WHICH SHALL BE INSTITUTED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF CHILDREN AND FAMILIES, AND A SECOND COPY ALONG WITH FILING FEE AS PRESCRIBED BY LAW, IN THE FIRST DISTRICT COURT OF APPEAL OR IN THE DISTRICT COURT OF APPEAL WHERE A PARTY RESIDES. REVIEW PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA RULES OF APPELLATE PROCEDURE. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.**

Copies furnished to:

Herschel C. Minnis  
Assistant General Counsel  
Department of Children and Family Services  
1317 Winewood Blvd., Bldg. 2, Rm. 204  
Tallahassee, FL 32399-0700

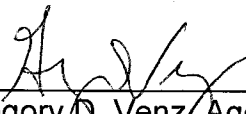
Jerry G. Traynham  
Patterson & Traynham, P.A.  
315 Beard Street  
Tallahassee, FL 32315-4289  
COUNSEL FOR PETITIONER

Diane Gomez,  
Acting Director of Human Resources  
Department of Children and Family Services  
1317 Winewood Blvd., Bldg. 1  
Tallahassee, FL 32399-0700

Claudia Llado, Clerk  
Division of Administrative Hearing  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, FL 32399-3060

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of this Final Order was provided to the above-named individuals at the listed addresses, by U.S. Mail, this 25 day of July, 2007.

  
\_\_\_\_\_  
Gregory D. Venz, Agency Clerk  
Department of Children and Families  
1317 Winewood Blvd.  
Bldg. 2, Rm. 204-X  
Tallahassee, FL 32399-0700  
Ph: (850) 488-2381