

7-28-05

STATE OF FLORIDA  
DEPARTMENT OF HEALTH

**FILED**  
DEPARTMENT OF HEALTH  
Office of the Clerk  
AGENCY CLERK W. Power  
DATE 8/22/2005

Department of Health, Lee  
County Health Department,  
Petitioner,

AT

vs.

Rendition no.: DOH-05-1320-FOF-HST  
Case no.: 05-0945 FLB  
closed

Keithon M. Patterson,  
Respondent,

FINAL ORDER

A recommended order having been received, this matter is before Department of Health (Department) for disposition. At issue is the administrative complaint charging the Respondent with two counts of providing services as a septic tank contractor without registration with the Department as required by section 381.0056(4) and chapter 489, part III, Florida Statutes. The Administrative Law Judge finds that both counts were proved by clear and convincing evidence. Accordingly, the Respondent is found guilty of both counts. The recommended order of July 28, 2005 is adopted and incorporated by reference.

Based on the foregoing, the "Order to Cease Operation" of January 26, 2005 remains effective until further notice and fines totaling one thousand dollars (\$1,000) are imposed. Payment in full is due no later than 30 days after the filing date of this final order. If requested by the Respondent, the Lee County Health Department may authorize payment of the fines by monthly installment payments.

**DONE** and **ORDERED** this 19<sup>th</sup> day of August 2005, in Tallahassee, Leon County, Florida.

JOHN O. AGWUNOBI, M.D., M.B.A., M.P.H.  
Secretary, Department of Health

By: Bonita J. Sorensen  
Bonita J. Sorensen, M.D., M.B.A.  
Deputy State Health Officer

AGENCY CLERK  
HEALTH SERVICES

2005 AUG 23 A 11:10

**FILED**

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. A REVIEW PROCEEDING IS GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. A REVIEW PROCEEDING IS INITIATED BY FILING A NOTICE OF APPEAL WITH THE CLERK OF THE DEPARTMENT OF HEALTH AND A COPY ACCOMPANIED BY THE FILING FEE WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES OR THE FIRST DISTRICT COURT OF APPEAL. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF THE FILING DATE OF THIS FINAL ORDER.

Copy furnished to each of the following:

Susan Mastin Scott  
Department of Health  
2295 Victoria Ave., room 206  
Fort Myers, Florida 33901

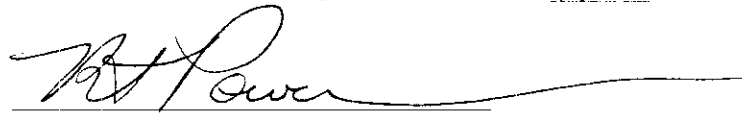
Gerald Briggs, Bureau Chief  
Department of Health  
Onsite Sewage Program  
4052 Bald Cypress Way, bin A08  
Tallahassee, Florida 32399-1713

✓  
Hon. Fred L. Buckline  
Administrative Law Judge  
Division of Administrative Hearings  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060

Keithon M. Patterson  
12610 Equestrian Circle, suite 1604  
Fort Myers, Florida 33907  
FALR

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing FINAL ORDER has been served by ordinary mail via the United States Postal Service, inter-office mail, or by hand delivery to each of the above-named persons this 22<sup>nd</sup> day of August 2005.



R. Samuel Power  
Agency Clerk  
Department of Health  
4052 Bald Cypress Way, bin A02  
Tallahassee, Florida 32399-1703  
phone: (850) 245-4005