



FLORIDA
DEPARTMENT OF
FINANCIAL SERVICES

TOM GALLAGHER
CHIEF FINANCIAL OFFICER
STATE OF FLORIDA

IN THE MATTER OF:

JERROD KEITH ZELANKA

FILED
06 MAR -1 PM
DIVISION OF ADMINISTRATIVE HEARINGS



FILED

05-1910

FEB 28 2006

FSR
CWS

Docketed by: 

CASE NO: 81600-05-AG

FINAL ORDER

THIS CAUSE came on for consideration and final agency action. On April 19, 2005, a Notice of Denial was issued by the Department of Financial Services denying the application for reinstatement of the Petitioner's, Jerrod Keith Zalanka, licensure because of his misconduct while licensed as a general lines agent. The Petitioner timely filed a request for a proceeding, which was referred to the Division of Administrative Hearings in order to conduct a Section 120.57(1), Florida Statutes hearing. Pursuant to notice, the matter was heard before Florence Snyder Rivas, Administrative Law Judge, Division of Administrative Hearings, on September 23, 2005.

After consideration of the record and argument presented at hearing, the Administrative Law Judge issued his Recommended Order on December 15, 2005. (Attached as Exhibit A). The Administrative Law Judge recommended that the Department enter a Final Order denying the Petitioner's application for reinstatement of his insurance license.

Both parties timely filed Proposed Recommended Orders. Neither party filed exceptions to the Recommended Order.

Therefore, upon careful consideration of the entire record, the submissions of the parties, and being otherwise fully advised in the premises, it is ORDERED:

1. The Findings of Fact of the Administrative Law Judge are adopted in full as the Department's Findings of Fact.
2. The Conclusions of Law of the Administrative Law Judge are adopted in full as the Department's Conclusions of Law.
3. The Administrative Law Judge's recommendation that the Department enter a Final Order denying the Petitioner's application for reinstatement of his suspended insurance license is approved and accepted as being the appropriate disposition of this case.

ACCORDINGLY, it is ORDERED that Petitioner's, Jerrod Keith Zelanka, application for reinstatement of licensure as a general lines insurance agent in this State is hereby DENIED.

NOTICE OF RIGHTS

Any party to these proceedings adversely affected by this Order is entitled to seek review of the 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 200 East Gaines Street, Tallahassee, FL 32399-0333, and a copy of the same and the filing fee with the appropriate District Court of Appeal within thirty (30) days of the rendition of this Order.

DONE and ORDERED this 28th day of February, 2006.




KAREN CHANDLER
Deputy Chief Financial Officer

COPIES FURNISHED TO:

James Curran, Esquire
633 Southeast Third Avenue, Suite 201
Fort Lauderdale, FL 33301

Attorney for Petitioner

Honorable William F. Quattlebaum
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-1550

Michael T. Ruff, Esquire
Division of Legal Services
Department of Financial Services
200 E. Gaines Street
Tallahassee, FL 32399-0333

|
Attorney for Respondent