

STATE OF FLORIDA
DEPARTMENT OF HEALTH

FILED
06 MAY 24 PM 4:07
DIVISION OF
ADMINISTRATIVE
HEARINGS

Lashawnda Williams,
Petitioner,

vs.

DOAH case no.: 05-2580
DCA case no.: 1D06-0484

Department of Health,
Respondent.

NOTICE OF REMAND

TO: John G. Van Laningham, Administrative Law Judge
Division of Administrative Hearings

This case is remanded to John G. Van Laningham, Administrative Law Judge, Division of Administrative Hearings, for the entry of a recommended order. See the attached opinion and mandate of the First District Court of Appeals in case number 1D06-484.

This notice also serves as the transmittal for the exhibits (Petitioner's number 2 and Respondent's numbers 3 and 5-10) and transcript (one volume) from the evidentiary hearing of September 30, 2005.

DONE this 24th day of May 2006 at Tallahassee, Florida.



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

Copy furnished to each of the following:

Stephen W. Foxwell, Esquire
Florida Department of Health
Office of the General Counsel
4052 Bald Cypress Way Bin #A02
Tallahassee, Florida 32399-1703

Lashawnda Williams
6100 SW 68th Street
South Miami, Florida 33143

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

DEPARTMENT OF HEALTH,
STATE OF FLORIDA,

NOT FINAL UNTIL TIME EXPIRES TO
FILE MOTION FOR REHEARING AND
DISPOSITION THEREOF IF FILED.

Petitioner,

CASE NO. 1D06-0484

v.

LASHAWNDA WILLIAMS.

Respondent.

FILED
06 MAY 24 PM 4:09
DIVISION OF
ADMINISTRATIVE
HEARINGS

Opinion filed May 4, 2006.

Petition for Review of Nonfinal Agency Action -- Original Jurisdiction.

Timothy M. Cerio, General Counsel, Stephen W. Foxwell, Senior Attorney,
Department of Health, Tallahassee, for Petitioner.

Lashawnda Williams, pro se, Respondent.

PER CURIAM.

As it appears that no appealable order would issue absent this court's intervention, the petition is granted. See AHCA v. Mt. Sinai Medical Ctr. of Greater Miami, 690 So. 2d 689 (Fla. 1st DCA 1997). This matter is remanded to the administrative law judge to issue a recommended order which sets forth findings of fact and conclusions of law pursuant to section 120.57(1)(k).

WEBSTER, DAVIS, and LEWIS, JJ., CONCUR.

RECEIVED

MAY 23 2006

DEPT. OF HEALTH
LEGAL OFFICE

M A N D A T E

From

DISTRICT COURT OF APPEAL OF FLORIDA FIRST DISTRICT

To John G. VanLaningham, Administrative Law Judge, Division of Administrative Hearings

WHEREAS, in that certain cause filed in this Court styled:

DEPARTMENT OF HEALTH,
STATE OF FLORIDA

Case No : 1D06-484

v.

Lower Tribunal Case No : 05-2580

LASHAWNDA WILLIAMS

FILED
MAY 24 PM 4:09
DIVISION OF
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HEARINGS

The attached opinion was issued on May 4, 2006.

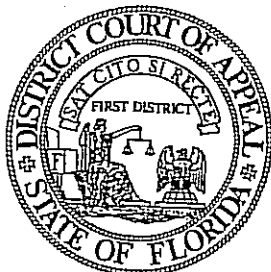
YOU ARE HEREBY COMMANDED that further proceedings, if required, be had in accordance with said opinion, the rules of Court, and the laws of the State of Florida.

WITNESS the Honorable CHARLES J. KAHN, JR., Chief Judge

of the District Court of Appeal of Florida, First District,

and the Seal of said Court done at Tallahassee, Florida,

on this 22nd day of May 2006.



Jon S. Wheeler

JON S. WHEELER, Clerk
District Court of Appeal of Florida, First District