



FILED

JAN 25 2007

ALEX SINK
CHIEF FINANCIAL OFFICER
STATE OF FLORIDA

Chief Financial Officer
Docketed by: 

IN THE MATTER OF:

EARL MARSHAL and
JUSTIN MARSHAL d/b/a
MARSHAL AND SON PAINTING
COMPANY

Case No. 86662-06-WC

06-213-01

FINAL ORDER

This cause came on before Chief Financial Officer Alex Sink, as head of the Department of Financial Services (the Department), for consideration of and final agency action on the Recommended Order issued herein by Administrative Law Judge Lisa Shearer Nelson on November 17, 2006, after a formal hearing conducted pursuant to Section 120.57(1), Florida Statutes. No exceptions were filed.

After review of the record, including the transcript of proceedings and admitted exhibits, and being otherwise fully apprised in all material premises,

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

IT IS HEREBY FURTHER ORDERED that the Recommendation made by the Administrative Law Judge is adopted by the Department, and that Respondents Earl Marshal and Justin Marshal d/b/a Marshal and Son Painting Company are directed to pay the sum of \$43,649.40 to the Department within thirty days from the date hereof.

IT IS HEREBY FURTHER ORDERED that the Second Amended Order of Penalty Assessment and the Stop Work Order entered by the Division of Worker's Compensation is affirmed, and that Respondents shall cease all business operations unless and until they provide evidence satisfactory to the Division of Worker's Compensation of having now complied with the workers compensation law by securing the necessary worker's 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 25 day of January, 2007.


James R. Cassady,
Chief of Staff

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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, and a copy of the same with the appropriate district court of appeal within thirty (30) days of rendition of this Order.