

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

FILED
2007 MAY 29 P 1:22
DIVISION OF
ADMINISTRATIVE
HEARINGS

THE VOLUNTEER WAY INC.

Petitioner,

vs.

Case No: 07-1242BID

STATE OF FLORIDA
DEPARTMENT OF AGRICULTURE
AND CONSUMER SERVICES,

Respondent.

FINAL ORDER

Petitioner, **THE VOLUNTEER WAY INC.**, filed a bid protest with Respondent, **STATE OF FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**, challenging Respondent's action in deducting five (5) points from Petitioner's initial score contrary to Respondent's governing statutes, rules, policies or the solicitation specifications. A formal hearing was conducted in this case on April 9, 2007 before the Honorable R. Bruce McKibben. On May 8, 2007, Judge McKibben submitted his Recommended Order finding that Respondent's reduction of Petitioner's score due to lack of insurance is reasonable and consistent with the RFP and is not contrary to its governing statutes, rules or policies.

No exceptions to the Recommended Order were filed by either party.

ACCORDINGLY, it is ORDERED:

1. That the May 8, 2007, Recommended Order of the Administrative Law Judge, a copy of which is attached hereto, is hereby, made a part of and incorporated in this Order.

2. The Petitioner's Formal Written Protest is Dismissed

DONE and ORDERED this 25th day of May, 2007.

**STATE OF FLORIDA
DEPARTMENT OF AGRICULTURE
AND CONSUMER SERVICES**

By: _____


TERRY L. RHODES
Assistant Commissioner

Filed with the Agency Clerk
this 25th day of May, 2007.



Agency Clerk for Paul Palmistto