

FILED
Department of Business and Professional Regulation
Deputy Agency Clerk
CLERK Brandon Nichols
Date **3/4/2009**
File # **2009-01496**

**STATE OF FLORIDA
BUILDING CODE ADMINISTRATORS
AND INSPECTORS BOARD**

Department of Business and
Professional Regulation,
Building Code Administrators
and Inspectors Board,

Petitioner,

vs.

DOAH Case No. 08-2108PL
DBPR Case No. 2006-060991

Robert Kegan,

Respondent.

FILED
2009 MAR -5 A 10:27
DIVISION OF
ADMINISTRATIVE
HEARINGS

FINAL ORDER

The cause came before the Building Code Administrators and Inspectors Board pursuant to Sections 120.569 and 120.57(1), Florida Statutes, on February 12, 2009, in Orlando, Florida, for the purpose of considering the Administrative Law Judge's Recommended Order. Petitioner was represented by Elizabeth Duffy. Respondent was represented by Harry T. Hackney.

Upon review of the Recommended Order, a copy of which is attached to and incorporated herein, and after a review of the complete record in this case, the Board makes the following findings and conclusions:

FINDINGS OF FACT

1. The findings of fact set forth in paragraphs 1 through 26 are approved, adopted, and incorporated herein by reference.
2. There is competent substantial evidence to support the findings of fact.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter pursuant to Section 120.57(1), Florida

Statutes, and Part XII, Chapter 468, Florida Statutes.

2. The conclusions of law set forth in the Recommended Order, paragraphs 27 through 40, are approved, adopted, and incorporated herein by reference.

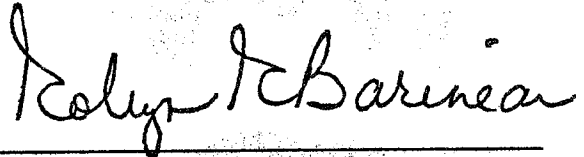
DISPOSITION

Upon a complete review of the record in this case, the Board hereby **DISMISSES** the Administrative Complaint filed against the Respondent.

Wherefore, it is ordered and adjudged the Administrative Complaint is **DISMISSED** and the case closed.

DONE AND ORDERED this 25 day of February 2009.

**BUILDING CODE ADMINISTRATORS
AND INSPECTORS BOARD**



Robyn Barineau, Executive Director
for Robert McCormick, Chair

NOTICE OF RIGHT TO JUDICIAL REVIEW

A party who is adversely affected by this Final Order is entitled to judicial review pursuant to Section 120.68, Florida Statutes. Review proceedings are governed by the Florida Rules of Appellate Procedure. Such proceedings are commenced by filing one copy of a Notice of Appeal with the agency clerk of the Department of Business and Professional Regulation and a second copy, accompanied by filing fees prescribed by law, with the District Court of Appeal, First District, or with the District Court of Appeal in the appellate district where the party resides. The Notice of Appeal must be filed within thirty (30) days of rendition of the order to be reviewed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been provided by U.S. Mail to Harry L. Hooper, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060, by certified mail to Harry T. Hackney, Esquire, 3900 Lake Center Drive, Mount Dora, FL 32757, and by interoffice delivery to Elizabeth Duffy, General Counsel's Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399-2202.

Harry Hackney
3-4-2009

7006 3450 0000 0724 6079

U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage \$	
CI	
Return F (Endorsemen)	Harry T. Hackney, Esquire
Restricted D (Endorsemen)	3900 Lake Center Drive
	Mount Dora, FL 32757
Total Postage	_____
Sent To	
Street, Apt. No.; or PO Box No.	
City, State, ZIP+4	
PS Form 3800, August 2006	See Reverse for Instructions