

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED
AHCA
AGENCY CLERK

RENDITION NO. AHCA-08-843-FOF-BID
ITN 0805

2008 AUG 29 A 9:43

HEALTH MANAGEMENT SYSTEMS,
INC.,

Petitioner,

DOAH CASE NO. 08-2566BID

vs.

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondent,

and

ACS STATE HEALTHCARE, LLC and
MAXIMUS FINANCIAL SERVICES,
INC.,

Intervenors.

FILED
2008 SEP -2 P 12:15
DIVISION OF
ADMINISTRATIVE
HEARINGS

FINAL ORDER

This case was referred to the Division of Administrative Hearings (DOAH) where the assigned Administrative Law Judge (ALJ), Susan B. Harrell, conducted a formal administrative hearing. At issue in this proceeding is whether, the Agency's proposed contract award for the Medicaid Third Party Liability Program, AHCA ITN 0805, is contrary to the Agency's governing statutes, rules, policies or the solicitation specifications. The Recommended Order dated August 15, 2008, is incorporated herein by reference.

RULINGS ON EXCEPTIONS

No exceptions were filed.

FINDINGS OF FACT

The Agency hereby adopts the findings of fact set forth in the Recommended Order.

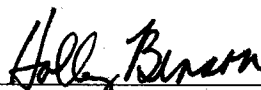
CONCLUSIONS OF LAW

The Agency adopts the conclusions of law set forth in the Recommended Order.

ORDER

Based upon the foregoing, Health Management Systems, Inc's formal written protest is hereby dismissed and ACS is hereby awarded the contract for AHCA ITN 0805.

DONE and ORDERED this 28th day of August, 2008, in Tallahassee, Florida.



HOLLY BENSON, SECRETARY
AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO A JUDICIAL REVIEW WHICH SHALL BE INSTITUTED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A SECOND COPY ALONG WITH THE FILING FEE AS PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE AGENCY MAINTAINS ITS HEADQUARTERS OR WHERE A PARTY RESIDES. REVIEW PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA APPELLATE RULES. THE NOTICE OF APPEAL MUST BE FILED WITHIN 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 furnished by U.S. Mail, or by the method indicated, to the persons named below on this 29th day of August, 2008.



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