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DEC 29 2008

REPRESENTING  
**ALEX SINK**  
CHIEF FINANCIAL OFFICER  
STATE OF FLORIDA

2008 DEC 30 A 10: 3 Chief Financial Officer

Docketed by: *[Signature]*

DIVISION OF  
ADMINISTRATIVE  
HEARINGS  
002811

IN THE MATTER OF:

REX NEIL, INC.  
\_\_\_\_\_ /

Case No. 97003-08-WC

FINAL ORDER

This cause came on for consideration of and final agency action on the Recommended Order submitted on November 21, 2008, by Administrative Law Judge (ALJ) R. Bruce McKibben pursuant to a formal hearing conducted under the authority of and pursuant to Section 120.57(1), Fla. Stat., on October 27, 2008, in Sarasota, Florida. No exceptions were filed.

The Recommended Order (a copy of which is attached as Exhibit A), the exhibits admitted into evidence, the record testimony, and applicable law were all considered during the promulgation of this Final Order.

SCRIVENER'S ERRORS

A review of the record reveals minor scrivener errors that, while they do not materially affect the Findings of Fact or Conclusions of Law in the Recommended Order, should, nonetheless be corrected.

- 1) The ALJ misspelled Mrs. Rexford's first name. The correct spelling is "Tabatha".

- 2) The Recommended Order refers to Mr. Rexford as "Neil" even though his name is William Clay Rexford. The name "Rex Neil" comes from the first syllables of both Mr. and Mrs. Rexford's last name (the maiden name of Mrs. Rexford).
- 3) Also, the ALJ made a finding of fact in paragraph 8 that "apparently" no checks were written to Mr. Rexford out of the Rex Neil, Inc. account. However, there were several \$25.00 checks written to Mr. Rexford from that account (Exhibit 7, page 119).

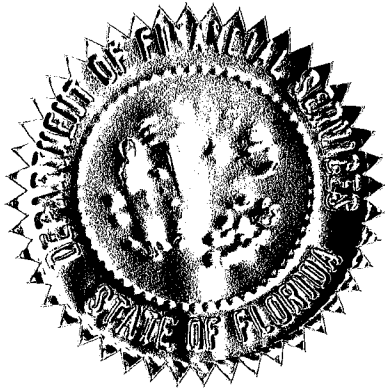
Now, having reviewed the Recommended Order, the transcript of proceedings, the exhibits entered into evidence, and applicable law,

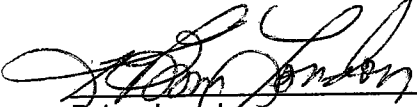
IT IS HEREBY ORDERED AND ADJUDGED that the Findings of Fact and Conclusions of Law in the Recommended Order are adopted as the Department's Findings of Fact, and that the Conclusions of Law reached by the Administrative Law Judge are adopted as the Department's Conclusions of Law. The scrivener errors referenced above are corrected as noted.

IT IS THEREFORE ORDERED that Rex Neil, Inc., shall pay the sum of \$1,000 to the Department within 30 days hereof, and that the Stop Work Order entered by the Division of Workers' Compensation are affirmed, and that Rex Neil, Inc., shall cease all business operations unless and until it provides evidence satisfactory to the Division of Workers' Compensation of having now complied with the workers' compensation law by securing the necessary workers' compensation coverage for covered employees and,

pursuant to Section 440.107(7)(a), Florida Statutes, paying the civil penalty imposed herein.

DONE AND ORDERED this 29 day of December 2008.



  
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Brian London,  
Deputy Chief Financial Officer

#### 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.

Copies to:

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Tallahassee, Florida 32399

William Clay Rexford  
Rex Neil, Inc.  
1244 North Brink Avenue  
Sarasota, Florida 34237

R. Bruce McKibben  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060