

STATE OF FLORIDA  
COMMISSION ON HUMAN RELATIONS

FILED  
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DIVISION OF  
ADMINISTRATIVE  
HEARINGS

VINCENT HALL,

HUD Case No. 04-08-1244-8

Petitioners,

FCHR Case No. 28-92689H

v.

DOAH Case No. 08-4497

MIAMI-DADE HOUSING AGENCY,

FCHR Order No. 09-021

Respondent.

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**FINAL ORDER DISMISSING PETITION FOR  
RELIEF FROM A DISCRIMINATORY HOUSING PRACTICE**

Preliminary Matters

Petitioner Vincent Hall filed a housing discrimination complaint pursuant to the Fair Housing Act, Sections 760.20 - 760.37, Florida Statutes (2007), alleging that Respondent Miami-Dade Housing Agency committed discriminatory housing practices on the bases of Petitioner's disability (not identified in the complaint) and sex (male) by refusing to rent an apartment to Petitioner and by failing to make a reasonable accommodation for Petitioner's disability.

The allegations set forth in the complaint were investigated, and, on August 19, 2008, the Executive Director issued a determination finding that there was no reasonable cause to believe that a discriminatory housing practice had occurred.

Petitioner filed a Petition for Relief from a Discriminatory Housing Practice and the case was transmitted to the Division of Administrative Hearings for the conduct of a formal proceeding.

An evidentiary hearing was conducted by telephone conference call at sites in Tallahassee, Miami, and West Palm Beach, Florida, on October 17, 2008, before Administrative Law Judge John G. Van Laningham.

Judge Van Laningham issued a Recommended Order of dismissal, dated January 8, 2009.

The Commission panel designated below considered the record of this matter and determined the action to be taken on the Recommended Order.

Findings of Fact

We find the Administrative Law Judge's findings of fact to be supported by competent substantial evidence.

We adopt the Administrative Law Judge's findings of fact.

Conclusions of Law

We find the Administrative Law Judge's application of the law to the facts to result in a correct disposition of the matter.

We adopt the Administrative Law Judge's conclusions of law.

Exceptions

Neither of the parties filed exceptions to the Administrative Law Judge's Recommended Order.

Dismissal


The Petition for Relief and Housing Discrimination Complaint are DISMISSED with prejudice.

The parties have the right to seek judicial review of this Order. The Commission and the appropriate District Court of Appeal must receive notice of appeal within 30 days of the date this Order is filed with the Clerk of the Commission. Explanation of the right to appeal is found in Section 120.68, Florida Statutes, and in the Florida Rules of Appellate Procedure 9.110.

DONE AND ORDERED this 6th day of March, 2009.  
FOR THE FLORIDA COMMISSION ON HUMAN RELATIONS:

Commissioner Anice R. Prosser, Panel Chairperson;  
Commissioner Watson Haynes, II; and  
Commissioner Mario M. Valle

Filed this 6th day of March, 2009,  
in Tallahassee, Florida.

  
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Violet Crawford, Clerk  
Commission on Human Relations  
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Copies furnished to:

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Miami-Dade County Attorney  
111 Northwest First Street, Suite 2810  
Miami, FL 33128

John G. Van Laningham, Administrative Law Judge, DOAH

James Mallue, Legal Advisor for Commission Panel

I HEREBY CERTIFY that a copy of the foregoing has been mailed to the above listed addressees this 6th day of March, 2009.

By: Violet Crawford  
Clerk of the Commission  
Florida Commission on Human Relations