

FILED
Department of Business and Professional Regulation
AGENCY CLERK
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Date **4/29/2009**
File # **2009-03155**

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

TEDDY NADEL,

Petitioner,

DBPR Case No.: 2008-055572
DOAH Case No.: 08-5416

vs.

DEPARTMENT OF BUSINESS AND
PROFESSIONAL REGULATION,

Respondent.

FINAL ORDER

THIS MATTER came before the Secretary for the Department of Business and Professional Regulation ("Department") in accordance with the provisions of Section 120.57(1), Florida Statutes, for consideration of the Recommended Order entered by the Division of Administrative Hearings (DOAH) on March 18, 2009. The Recommended Order is attached as exhibit 1, and incorporated by reference

On January 12, 2009, an administrative hearing was held in this matter before John G. Van Laningham, Administrative Law Judge. On March 18, 2009, Judge Van Laningham's Recommended Order was entered with DOAH and transmitted to the Department. No Exceptions have been filed.

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DIVISION OF ADMINISTRATIVE HEARINGS
FILED

FINDINGS OF FACT

1. The Department adopts and incorporates by reference the findings of fact contained in the ALJ's Recommended Order in toto.
2. There is competent substantial evidence to support the Department's findings of fact.

CONCLUSIONS OF LAW

3. The Department adopts and incorporates by reference the conclusions of law contained in the ALJ's Recommended Order in toto.

Having considered the pleadings, the Findings of Fact and Conclusions of Law herein, and being otherwise fully advised in the premises it is, hereby, ORDERED AND ADJUDGED:

1. Petitioner's application for licensure as a community association manager is hereby DENIED.
2. This Final Order shall become effective on the date of filing with the Agency Clerk of the Department of Business and Professional Regulation.

DONE AND ORDERED this 21st day of April, 2009.

A handwritten signature in black ink, reading "Tim Vaccaro", written over a horizontal line.

Tim Vaccaro, Director
Division of Professions
Department of Business and
Professional Regulation
Northwood Centre
1940 North Monroe Street
Tallahassee, Florida 32399

NOTICE OF RIGHT TO APPEAL UNLESS WAIVED

Unless expressly waived, any party adversely affected by this final order may seek judicial review by filing an original Notice of Appeal with the Clerk of the Department of Business and Professional Regulation, and a copy of the notice, accompanied by the filing fees prescribed by law, with the clerk of the appropriate District Court of Appeal within 30 days of the effective date of this order, in accordance with Rule 9.110, Fla. R. App. P., and Section 120.68, Florida Statutes.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was provided by Certified U.S. Mail, return receipt requested, to David Feldheim, Esquire, Law Office of David Feldheim, Post Office Box 17274, Plantation, Florida 33318; by regular U.S. Mail to the Honorable John G. Van Laningham, Division of Administrative Hearings, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060; and by hand delivery to Philip Monte, Assistant General Counsel, Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, this 29th day of April, 2009.

SARAH WACHMAN, AGENCY CLERK


Brandon Nichols, Deputy Clerk

Copies Furnished to:
Reginald Dixon, Acting General Counsel
Tim Vaccaro, Division of Professions

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