

FILED

JUN 26 2009



REPRESENTING
ALEX SINK
CHIEF FINANCIAL OFFICER
STATE OF FLORIDA

FILED

Chief Financial Officer

Docketed by: WLB

2009 JUN 29 A 10:39

DIVISION OF
ADMINISTRATIVE
HEARINGS

001321

IN THE MATTER OF:

REDCO CONSTRUCTION, INC.

Case Number: 08-206-D5-09-WC

FINAL ORDER

THIS PROCEEDING came on for final agency action and Alex Sink, Chief Financial Officer of the State of Florida, or her designee, having considered the record in this case, including the Stop-Work Order and Order of Penalty Assessment and the Amended Order of Penalty Assessment served in Division of Workers' Compensation Case No. 08-206-D5, and being otherwise fully advised in the premises, hereby finds that:

1. On June 25, 2008, the Department of Financial Services, Division of Workers' Compensation (hereinafter "Department") issued a Stop-Work Order and Order of Penalty Assessment in Division of Workers' Compensation Case No. 08-206-D5 to REDCO CONSTRUCTION, INC. The Stop-Work Order and Order of Penalty Assessment included a Notice of Rights wherein REDCO CONSTRUCTION, INC. was advised that any request for an administrative proceeding to challenge or contest the Stop-Work Order and Order of Penalty Assessment must be filed within twenty-one (21) days of receipt of the Stop-Work Order and Order of Penalty Assessment in accordance with Sections 120.569 and 120.57, Florida Statutes.

2. On June 25, 2008, the Stop-Work Order and Order of Penalty Assessment was served by personal service on REDCO CONSTRUCTION, INC. A copy of the Stop-Work Order and Order of Penalty Assessment is attached hereto as "Exhibit A" and incorporated herein by reference.

3. REDCO CONSTRUCTION, INC. failed to answer the Stop-Work Order and Order of Penalty Assessment or request a proceeding in accordance with Sections 120.569 and 120.57, Florida Statutes.

4. On October 31, 2008, the Department issued an Amended Order of Penalty Assessment in Case No. 08-206-D5 to REDCO CONSTRUCTION, INC. The Amended Order of Penalty Assessment assessed a total penalty of \$1,326,773.10 against REDCO CONSTRUCTION, INC. The Amended Order of Penalty Assessment included a Notice of Rights wherein REDCO CONSTRUCTION, INC. was advised that any request for an administrative proceeding to challenge or contest the Amended Order of Penalty Assessment must be filed within twenty-one (21) days of receipt of the Amended Order of Penalty Assessment in accordance with Sections 120.569 and 120.57, Florida Statutes.

5. On December 17, 2008, the Amended Order of Penalty Assessment was served on REDCO CONSTRUCTION, INC. by personal service. A copy of the Amended Order of Penalty Assessment is attached hereto as "Exhibit B" and incorporated herein by reference.

6. On January 7, 2009, REDCO CONSTRUCTION, INC. served a petition for hearing on the Department. The petition for hearing was forwarded to the Division of Administrative Hearings on January 22, 2009 and was assigned Division of Administrative Hearings Case No. 09-0362. A final hearing on the matter was scheduled for March 26, 2009.

7. On February 16, 2009, the Department served its first written discovery request on REDCO CONSTRUCTION, INC. Responses or objections to the discovery were required to be served on the Department within thirty (30) days.

8. On February 24, 2009, the Administrative Law Judge issued an Order Granting Leave to Withdraw, permitting counsel for REDCO CONSTRUCTION, INC. to withdraw from representation in this matter. On March 2, 2009, Anton Rettenwander filed a Notice of Appearance *Pro Se*, indicating that he, as president of REDCO CONSTRUCTION, INC., would represent REDCO CONSTRUCTION, INC. in this matter.

9. On March 6, 2009, the Administrative Law Judge issued an Order Granting Extension of Time, allowing REDCO CONSTRUCTION, INC. until April 2, 2009, to respond to Department's discovery.

10. On March 9, 2009, the Administrative Law Judge issued an Order Granting Continuance and Re-Scheduling Hearing, rescheduling the hearing on this matter for May 7, 2009.

11. REDCO CONSTRUCTION, INC. failed to respond to discovery within thirty days. On April 7, 2009, the Department filed a Motion to Compel Discovery.

12. On April 8, 2009, in response to the Department's Motion to Compel Discovery, the Administrative Law Judge issued an Order Directing Response, ordering REDCO CONSTRUCTION, INC., to file a written response to Petitioner's Motion to Compel no later than April 16, 2009.

13. REDCO CONSTRUCTION, INC. failed to respond to discovery by April 16, 2009. On April 21, 2009, the Department filed a Motion to Deem Matters Admitted and to Relinquish Jurisdiction Pursuant to S. 120.57(i), Florida Statutes.

14. On April 21, 2009, the Administrative Law Judge issued an Order Directing Response, directing REDCO CONSTRUCTION, INC. to file a written response to the Department's Motion to Deem Matters Admitted and to Relinquish Jurisdiction Pursuant to S. 120.57(i), Florida Statutes no later than April 28, 2009. Failure to comply with the Order Directing Response would result in the Administrative Law Judge issuing an order granting the relief requested by the Department.

15. On April 30, 2009, the Administrative Law Judge issued an Order Relinquishing Jurisdiction and Closing File, deeming the facts elicited by the unanswered admissions contained in the discovery admitted and the admissions contained therein conclusively established; and relinquishing jurisdiction to the Department for final agency action. A copy of the Order Granting Motion to Deem Matters Admitted is attached hereto as "Exhibit C" and incorporated herein by reference.

16. On May 5, 2009, the Department mailed a letter to REDCO CONSTRUCTION, INC., informing REDCO CONSTRUCTION, INC. that it would be granted an informal proceeding if a request for such was received by the Department within twenty-one (21) days. A copy of the letter mailed on May 5, 2009, is attached hereto as "Exhibit D" and incorporated herein by reference.

17. REDCO CONSTRUCTION, INC. failed to submit a written petition for an informal proceeding.

FINDINGS OF FACT

18. The factual allegations contained in the Stop-Work Order and Order of Penalty Assessment issued on June 25, 2008, and the Amended Order of Penalty Assessment issued on

October 31, 2008, which are fully incorporated herein by reference, are hereby adopted as the Department's Findings of Fact in this case.

CONCLUSIONS OF LAW

19. Based upon the Findings of Fact adopted herein, the Department concludes that REDCO CONSTRUCTION, INC. violated the specific statutes and rules alleged in the Stop-Work Order and Order of Penalty Assessment and the Amended Order of Penalty Assessment and hereby adopts the violation(s) charged in the Stop-Work Order and Order of Penalty Assessment and the Amended Order of Penalty Assessment as the Conclusions of Law in this case.

PENALTY IMPOSED

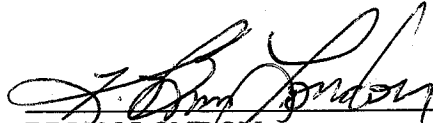
20. The dismissal of the petition for hearing submitted in reference to the Stop-Work Order and Order of Penalty Assessment and the Amended Order of Penalty Assessment, taken together with the Findings of Fact and Conclusions of Law adopted herein, constitute grounds for the Chief Financial Officer to impose the penalty and order the cessation of business operations as set forth herein.

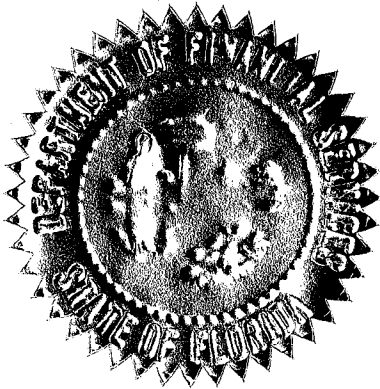
IT IS THEREFORE ORDERED that:

- a. REDCO CONSTRUCTION, INC. shall immediately pay the total penalty of \$1,326,773.10 in full to the Department of Financial Services for deposit into the Workers' Compensation Administration Trust Fund; and
- b. REDCO CONSTRUCTION, INC. shall immediately cease all business operations in the State of Florida until such time as the Department issues an order releasing the Stop-Work Order

and Order of Penalty Assessment. The Department shall not issue an order releasing the Stop-Work Order and Order of Penalty Assessment until REDCO CONSTRUCTION, INC. has come into compliance with the coverage requirements of Chapter 440, Florida Statutes, and has paid the total penalty of \$1,326,773.10 to the Department.

DONE and ORDERED this 26th day of June, 2009.


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, Florida Rules of Appellate Procedure. Review proceedings must be instituted by filing a Notice of Appeal with Tracey Beal, Department of Financial Services Agency Clerk, at 612 Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0390, and a copy of the same and filing fee with the appropriate District Court of Appeal within thirty (30) days of rendition of this Order.

COPIES FURNISHED TO:

WILLIAM OROZCO
INVESTIGATIVE SUPERVISOR
FLORIDA DEPARTMENT OF FINANCIAL SERVICES
BUREAU OF COMPLIANCE
401 NW SECOND AVENUE
SUITE # S 321, SOUTH TOWER
MIAMI, FLORIDA 33128

REDCO CONSTRUCTION, INC
613 SIMONTON STREET
KEY WEST, FLORIDA 33040

DOUGLAS DOLAN
FLORIDA DEPARTMENT OF FINANCIAL SERVICES
DIVISION OF LEGAL SERVICES
200 EAST GAINES STREET
TALLAHASSEE, FLORIDA 32399-4229

**STATE OF FLORIDA, DEPARTMENT OF FINANCIAL SERVICES
DIVISION OF WORKERS' COMPENSATION**

EMPLOYER NAME: Redco Construction, Inc. FEIN: 59-3458034		STOP-WORK ORDER No.: 08-206-D5 ISSUANCE DATE: 6/25/2008	
EMPLOYER ADDRESS: 613 Simonton Street CITY: Key West		STATE: FL	ZIP: 33140
WORKSITE POSTING ADDRESS: 816 Duval Street CITY: Key West		STATE: FL	ZIP: 33140
INDUSTRY OF EMPLOYER: <input checked="" type="checkbox"/> Construction <input type="checkbox"/> Non-construction <input type="checkbox"/> Agriculture			

STOP-WORK ORDER

Pursuant to section 440.107, F.S., the above-referenced Employer is hereby **ORDERED TO CEASE ALL BUSINESS OPERATIONS FOR ALL WORKSITES IN THE STATE** based on the following violation(s):

Failure to secure the payment of workers' compensation in violation of sections 440.10(1), 440.38(1), and 440.107(2) F. S., by:

- failing to obtain coverage that meets the requirements of Chapter 440, F. S., and the Insurance Code;
- materially understating or concealing payroll;
- materially misrepresenting or concealing employee duties so as to avoid proper classification for premium calculations;
- materially misrepresenting or concealing information pertinent to the computation and application of an experience rating modification factor.

- Failure to produce required business records within 5 business days in violation of section 440.107(7)(a), F.S.
- Failure to produce required documents within 3 business days in violation of section 440.05(11), F.S.

THIS STOP-WORK ORDER MAY BE AMENDED TO INCLUDE ADDITIONAL VIOLATIONS AND SHALL REMAIN IN EFFECT UNTIL THE DIVISION ISSUES AN ORDER RELEASING THE STOP-WORK ORDER FOR ALL WORKSITES.

IF THE EMPLOYER CONDUCTS ANY BUSINESS OPERATIONS IN VIOLATION OF THIS STOP-WORK ORDER, A PENALTY OF \$1,000.00 PER DAY FOR EACH DAY OF VIOLATION SHALL BE ASSESSED.

ORDER OF PENALTY ASSESSMENT:

A penalty against the Employer is hereby **ORDERED** in an amount:

- Equal to 1.5 times the amount the employer would have paid in premium when applying approved manual rates to the employer's payroll during periods for which it failed to secure the payment of workers' compensation required by this chapter within the preceding 3-year period, or \$1,000, whichever is greater. Section 440.107(7)(d), F.S.
- Up to \$5,000 for each employee the Employer misclassified as an independent contractor. Sections 440.10(1)(f) and 440.107(7)(f), F. S.

The penalty may be amended until a Final Order or an Order of Conditional Release from Stop-Work Order is issued. Pursuant to section 440.107(11), F.S., the Department may initiate lien proceedings to collect any penalty due that has not been paid. In addition, the Department may refer any unpaid penalty that is due to a collection agency for the initiation of proceedings to collect the unpaid penalty.

Please see the Notice of Rights on the reserve side that pertains to your rights regarding this action.

CERTIFICATE OF SERVICE

Pursuant to section 440.107(4), F.S., Arturo Vega, Compliance Investigator
(print name and title of server)

served a true copy of this Stop-Work Order:

- By posting at the Worksite: Date: 6/25/2008 ; Time: 12:20:31 PM ; Server: A. Vega
- By hand delivery: Date: 6/25/2008 ; Time: 12:30:31 PM ; Server: A. Vega
- By certified mail: Date: _____ ; Time: _____ ; Article: _____

NOTICE OF RIGHTS

You have a right to administrative review of this action by the Department under Sections 120.569 and 120.57, Florida Statutes.

To obtain review, you must file a written petition requesting review. If you dispute a material fact contained in this action, you are entitled to a hearing under Section 120.569 and 120.57(1), Florida Statutes, at which you may be represented by counsel, present evidence and argument on the issue(s), examine witnesses, submit a proposed recommended order, and file exceptions to the recommended order of the Administrative Law Judge. If you do not dispute a material fact contained in this action, you are entitled to a hearing under section 120.57(2), Florida Statutes, at which you may be represented by counsel, present documentary evidence, and present a written statement in opposition to this action.

A petition for a hearing under Section 120.569 and 120.57, Florida Statutes, must conform to rules 28-106.2015, Florida Administrative Code. The petition shall contain a) the name, address, and telephone number, and facsimile number (if any) of the petitioner; b) the name, address, and telephone number, and facsimile number of the attorney or qualified representative of the petitioner (if any) upon whom service of pleadings and other papers shall be made; c) a statement requesting an administrative hearing identifying those material facts that are in dispute. If there are none, the petition must so indicate; d) a statement of when the petitioner received notice of the agency action; and e) a statement including the file number to the agency action;

You must file the petition for hearing so that it is **received** by the Department within twenty-one (21) days of your receipt of this agency action. The petition must be filed with the General Counsel acting as the Agency Clerk, Department of Financial Service, 612 Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0333. **FAILURE TO FILE A PETITION FOR HEARING WITHIN THE TWENTY-ONE (21) DAYS CONSTITUTES A WAIVER OF YOUR RIGHT TO ADMINISTRATIVE REVIEW OF THE AGENCY ACTION.**

Mediation under section 120.573, Florida Statutes, is not available.

ISSUING AGENCY NAME AND ADDRESS

Division of Workers' Compensation, Bureau of Compliance: _____

401 NW 2nd Avenue Ste 321-S

Attn: Arturo Vega, Compliance Investigator, Telephone: 305-536-0306

**STATE OF FLORIDA, DEPARTMENT OF FINANCIAL SERVICES
DIVISION OF WORKERS' COMPENSATION**

EMPLOYER NAME: REDCO CONSTRUCTION, INC. FEIN: 593458034	STOP-WORK ORDER No.: 08-206-D5 ISSUANCE DATE: 10/31/2008
EMPLOYER ADDRESS: 613 SIMONTON STREET CITY: KEY WEST	STATE: FL ZIP: 33040

AMENDED ORDER OF PENALTY ASSESSMENT

The Division of Workers' Compensation issued a Stop-Work Order in this case on 6/25/2008. The Stop-Work Order included an Order of Penalty Assessment that identified the penalties assessable under sections 440.10 and 440.107, F.S. The Division hereby amends the Order of Penalty Assessment based on the following penalties:

- Failure to secure the payment of workers' compensation within the meaning of section 440.107(2), F.S., by:
 - failing to obtain coverage that meets the requirements of Chapter 440, F.S., and the Insurance Code;
 - materially understating or concealing payroll;
 - materially misrepresenting or concealing employee duties so as to avoid proper classification for premium calculations;
 - materially misrepresenting or concealing information pertinent to the computation and application of an experience rating modification factor.

For such violation(s) the Employer is assessed a penalty of \$ 1,326,773.10 (section 440.107(7)(d), F.S.) as detailed in the attached PENALTY WORKSHEET, which is incorporated herein by reference;

Conducting business operations in violation of the Stop-Work Order as detailed in the attached PENALTY WORKSHEET, which is incorporated herein by reference, for which the Employer is assessed a penalty of \$ _____ (section 440.107(7)(c), F.S.);

Misrepresenting the status of the employee(s) as an independent contractor(s), as detailed on the attached PENALTY WORKSHEET, which is incorporated herein by reference, for which the Employer is assessed a penalty of \$ _____ (section 440.10(1)(f), F.S.).

It is hereby **ORDERED** that the Employer is assessed a **TOTAL PENALTY** of \$ 1,326,773.10

The penalties assessed herein supersede any penalties previously assessed in this case. The Employer shall pay the **TOTAL PENALTY** by money order or cashier's check, made payable to the **DFS-Workers' Compensation Administration Trust Fund**.

The Stop-Work Order issued in this case shall remain in effect until either (a) The Division issues an order releasing the Stop-Work Order upon finding that the employer has come into compliance with the coverage requirements of the workers' compensation law and pays the total penalty in full, or (b) The Division issues an Order of Conditional Release From Stop-Work Order pursuant to the employer coming into compliance with the coverage requirements of the workers' compensation law and entering into a Payment Agreement Schedule For Periodic Payment of Penalty.

Pursuant to section 440.107(11), F.S., the Department may initiate lien proceedings to collect any penalty due that has not been paid. In addition, the Department may refer any unpaid penalty that is due to a collection agency for the initiation of proceedings to collect the unpaid penalty.

Please see the Notice of Rights on the reserve side that pertains to your rights regarding this action.

CERTIFICATE OF SERVICE

Pursuant to section 440.107(4), F.S., Scarlett Aldana, Investigator
(print name and title of server)

served a true copy of this Amended Order of Penalty Assessment:

By hand delivery: Date: 12-17-08; Time: 1:21pm; Server: Aldana

By certified mail: Date: _____; Time: _____; Article: _____

January 3, 2006

EXHIBIT B

NOTICE OF RIGHTS

You have a right to administrative review of this action by the Department under Sections 120.569 and 120.57, Florida Statutes.

To obtain review, you must file a written petition requesting review. If you dispute a material fact contained in this action, you are entitled to a hearing under Section 120.569 and 120.57(1), Florida Statutes, at which you may be represented by counsel, present evidence and argument on the issue(s), examine witnesses, submit a proposed recommended order, and file exceptions to the recommended order of the Administrative Law Judge. If you do not dispute a material fact contained in this action, you are entitled to a hearing under section 120.57(2), Florida Statutes, at which you may be represented by counsel, present documentary evidence, and present a written statement in opposition to this action.

A petition for a hearing under Section 120.569 and 120.57, Florida Statutes, must conform to rules 28-106.2015, Florida Administrative Code. The petition shall contain a) the name, address, and telephone number, and facsimile number (if any) of the petitioner; b) the name, address, and telephone number, and facsimile number of the attorney or qualified representative of the petitioner (if any) upon whom service of pleadings and other papers shall be made; c) a statement requesting an administrative hearing identifying those material facts that are in dispute. If there are none, the petition must so indicate; d) a statement of when the petitioner received notice of the agency action; and e) a statement including the file number to the agency action;

You must file the petition for hearing so that it is received by the Department within twenty-one (21) days of your receipt of this agency action. The petition must be filed with the General Counsel acting as the Agency Clerk, Department of Financial Service, 612 Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0333. **FAILURE TO FILE A PETITION FOR HEARING WITHIN THE TWENTY-ONE (21) DAYS CONSTITUTES A WAIVER OF YOUR RIGHT TO ADMINISTRATIVE REVIEW OF THE AGENCY ACTION.**

Mediation under section 120.573, Florida Statutes, is not available.

ISSUING AGENCY NAME AND ADDRESS

Division of Workers' Compensation, Bureau of Compliance: _____

401 NW 2ND AVE SUITE S-321 _____

Attn: James Catoe, Telephone: 305-536-0306

State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1. Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll**	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
ABBAS MUKHITDINOV		5610	06/26/2005	1,761.00	17.61	17.11	301.31	451.97
ANTHONY GRAHAM		5474	06/26/2005	20,321.00	203.21	19.51	3,964.63	5,946.95
ANTHONY STERLING		5610	06/26/2005	15,932.11	159.32	17.11	2,725.98	4,088.97
BRYANT WATSON		5645	06/26/2005	3,510.00	35.10	38.40	1,347.84	2,021.76
CARLOS R MENDEZ		7219	06/26/2005	860.00	8.60	19.99	171.91	257.87
CHARLES BROCKNER		5474	06/26/2005	9,525.00	95.25	19.51	1,858.33	2,787.50
COREY L KOONCE		5645	06/26/2005	20,701.00	207.01	38.40	7,949.18	11,923.77
COREY ORR		7219	06/26/2005	18,722.71	187.23	19.99	3,742.67	5,614.01
DAN LIVINGSTON		5645	06/26/2005	1,020.00	10.20	38.40	391.68	587.52
DANY MIRANDA		5645	06/26/2005	1,096.00	10.96	38.40	420.86	631.29
DAVID DE YOUNG		5606	06/26/2005	7,738.02	77.38	4.36	337.38	506.07
DMITRI LEBEDEV		5610	06/26/2005	13,832.00	138.32	17.11	2,366.66	3,549.99
DONALD B GIBSON		5645	06/26/2005	3,627.00	36.27	38.40	1,392.77	2,089.16
EDDY CRUZ		5610	06/26/2005	11,970.00	119.70	17.11	2,048.07	3,072.11
GEORGE ADAMS		5645	06/26/2005	13,800.00	138.00	38.40	5,299.20	7,948.80
GEORGE CZEK		5610	06/26/2005	5,439.00	54.39	17.11	930.61	1,395.92
GREGORY HALE		5645	06/26/2005	22,405.20	224.05	38.40	8,603.60	12,905.40
HUGH OBRIAN FENTON		5610	06/26/2005	14,868.00	148.68	17.11	2,548.91	3,815.87
JAIME CARDOZA		5645	06/26/2005	5,272.00	52.72	38.40	2,024.45	3,036.68
JAROSLAV NECAS5437		5437	06/26/2005	1,431.00	14.31	19.24	275.32	412.98
JOHN SIMPSON		7219	06/26/2005	220.00	2.20	19.99	43.98	65.97
JORGE LARREA		5645	06/26/2005	1,221.00	12.21	38.40	468.86	703.29
JOSE ALEJO		5474	06/26/2005	3,060.00	30.60	19.51	597.01	895.52

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s.440.12(2) F.S. multiplied by 1.5. (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s440.107(d)(1)

State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1. Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll**	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
JURGEN COLE		5437	06/26/2005	7,212.50	72.13	19.24	1,387.69	2,081.54
JUSTIN M PUGH		5645	06/26/2005	1,860.00	18.60	38.40	714.24	1,071.36
KYLE O'HEARN		5437	06/26/2005	13,914.43	139.14	19.24	2,677.14	4,015.71
KYLE ORR		5474	06/26/2005	6,892.80	68.93	19.51	1,344.79	2,017.19
LARRY WOOD		5645	06/26/2005	27,295.00	272.95	38.40	10,481.28	15,721.92
LEMOR RODRIGUEZ		5610	06/26/2005	11,914.00	119.14	17.11	2,038.49	3,057.74
LUBOS CZERNEK		5348	06/26/2005	530.00	5.30	10.28	54.48	81.72
MIGUEL CEPERO		5610	06/26/2005	6,924.00	69.24	17.11	1,184.70	1,777.05
MILLAN JACHYMOVSKY		5474	06/26/2005	12,044.00	120.44	19.51	2,349.78	3,524.67
NATHANIEL J BOWDEN		5610	06/26/2005	5,310.00	53.10	17.11	908.54	1,362.81
PAUL BARRETT		5645	06/26/2005	26,877.54	268.78	38.40	10,320.98	15,481.47
PAUL MCALEER		5645	06/26/2005	12,729.80	127.30	38.40	4,888.24	7,332.36
PETER CANKO		5437	06/26/2005	17,669.50	176.70	19.24	3,399.61	5,099.42
PETR SEBEK		5610	06/26/2005	14,017.00	140.17	17.11	2,398.31	3,597.47
PAUL BARCENAS		5474	06/26/2005	2,790.00	27.90	19.51	544.33	816.50
RICHARD CIGERAN		5606	06/26/2005	110.00	1.10	4.36	4.80	7.20
RICHARD JOHNSON		5610	06/26/2005	8,244.10	82.44	17.11	1,410.57	2,115.86
ROBERT SCOTT		5645	06/26/2005	11,110.00	111.10	38.40	4,266.24	6,399.36
RODGER S MANON		5437	06/26/2005	21,687.50	216.88	19.24	4,172.68	6,259.02
ROGER CORLISS		5606	06/26/2005	32,885.38	328.85	4.36	1,433.80	2,150.70
ROGER YOUNG		5437	06/26/2005	21,518.90	215.19	19.24	4,140.24	6,210.36
SEAN PEDERSON		5645	06/26/2005	17,595.00	175.95	38.40	6,756.48	10,134.72
SHAABDULLA SHAALLI		5610	06/26/2005	5,320.00	53.20	17.11	910.25	1,365.38

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s.440.12(2) F.S. multiplied by 1.5. (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s.440.107(d)(1)

State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1. Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll**	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
STAN SHAW		5645	06/26/2005	9,800.00	98.00	38.40	3,763.20	5,644.80
STEPHEN S WHITTING		5645	06/26/2005	1,265.00	12.65	38.40	485.76	728.64
VERNON STERLING		5645	06/26/2005	20,064.55	200.65	38.40	7,704.79	11,557.19
WILLIAM PORTAL		5437	06/26/2005	14,730.00	147.30	19.24	2,834.05	4,251.08
ABBAS MUKHTIDINOV		5610	01/01/2005	10,032.00	100.32	13.63	1,367.36	2,051.04
ANTHONY GRAHAM MAWBY		5474	01/01/2006	40,776.00	407.76	16.78	6,842.21	10,263.32
ANTHONY STERLING		5610	01/01/2006	25,489.33	254.89	13.63	3,474.20	5,211.30
BERCHAN H DEL SOL		5610	01/01/2006	15,756.50	157.57	13.63	2,147.61	3,221.42
BODDAN CHEBERS		5474	01/01/2006	3,710.00	37.10	16.78	622.54	933.81
BRANDON JOEL CULVER		5645	01/01/2006	2,950.00	29.50	35.12	1,036.04	1,554.06
BURTIN D BASSETT		5645	01/01/2006	15,482.50	154.82	35.12	5,437.45	8,156.18
BURTON D BASSETT		5645	01/01/2006	15,482.50	154.82	35.12	5,437.45	8,156.18
CALEB LEMASTERS		5437	01/01/2006	5,850.00	58.50	15.34	897.39	1,346.09
CARLOS R MENDEZ		7219	01/01/2006	41,370.00	413.70	17.78	7,355.59	11,033.39
CASH		5645	01/01/2006	281,614.20	2,816.14	35.12	98,902.91	148,354.37
CHANCE BORNMAN		5474	01/01/2006	1,008.00	10.08	16.78	169.14	253.71
CHARLES BOCKNER		5474	01/01/2006	16,774.96	167.75	16.78	2,814.84	4,222.26
CHRIS RILEY		5645	01/01/2006	40,749.00	407.49	35.12	14,311.05	21,466.58
CHRISTINE CURRAN		8810	01/01/2006	847.50	8.48	0.58	4.92	7.38
CHRISTOPHER D SOWARD		5437	01/01/2006	620.75	6.21	15.34	95.22	142.83
COREY L KOONCE		5645	01/01/2006	4,954.50	49.55	35.12	1,740.02	2,610.03
COREY ORR		5474	01/01/2006	42,875.62	428.76	16.78	7,194.53	10,791.80
DANIEL LIVINGSTON		5645	01/01/2006	13,785.00	137.85	35.12	4,841.29	7,261.94

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s.440.12(2) F.S. multiplied by 1.5. (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s440.107(d)(1)

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State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1. Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.									
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(g) Gross Payroll**	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty*** (f) x 1.5	
DANISE D HENRIQUEZ		8810	01/01/2006	12,421.62	124.22	0.58	72.05	108.08	
DAVID ANDERSON		5645	01/01/2006	6,775.00	67.75	35.12	2,379.38	3,569.07	
DAVID DE YOUNG		5606	01/01/2006	73,013.55	730.14	3.84	2,803.72	4,205.58	
DAVIS F YATES		8810	01/01/2006	4,920.00	49.20	0.58	28.54	42.81	
DMITRI LEBEDEV		5610	01/01/2006	28,449.00	284.49	13.63	3,877.60	5,816.40	
DON MILLER		5348	01/01/2006	400.00	4.00	10.03	40.12	60.18	
DONALD GIBSON		5645	01/01/2006	2,412.50	24.13	35.12	847.27	1,270.91	
DREW IMPERIAL		5610	01/01/2006	7,188.00	71.88	13.63	979.72	1,469.58	
EDDY CRUZ		5610	01/01/2006	12,681.20	126.81	13.63	1,728.45	2,592.68	
EMILIO FLORES		5474	01/01/2006	720.00	7.20	16.78	120.82	181.23	
ERNESTO FUENTES		5645	01/01/2006	13,980.50	139.81	35.12	4,909.95	7,364.93	
GEORGE - CZEK		5610	01/01/2006	26,319.00	263.19	13.63	3,587.28	5,380.92	
GEORGE ADAMS		5645	01/01/2006	33,410.00	334.10	35.12	11,733.59	17,600.39	
GEORGE KRUZICK		5437	01/01/2006	22,825.00	228.25	15.34	3,501.36	5,252.04	
GRANT DICKEY		5645	01/01/2006	6,996.88	69.97	35.12	2,457.30	3,685.95	
GREGORY HALE		5645	01/01/2006	41,663.15	416.63	35.12	14,632.10	21,948.15	
HUGH O'BRIAN		5610	01/01/2006	28,670.00	286.70	13.63	3,907.72	5,861.58	
IONEL RAZVAN MUSCALU		5610	01/01/2006	8,060.00	80.60	13.63	1,098.58	1,647.87	
JANUSZ BARANCZYK		5610	01/01/2006	5,370.00	53.70	13.63	731.93	1,097.90	
JAROSLAV NECAS		5437	01/01/2006	16,911.00	169.11	15.34	2,594.15	3,891.23	
JASON R KLAIT		5645	01/01/2006	36,162.50	361.63	35.12	12,700.27	19,050.41	
JASON REVIS		5645	01/01/2006	1,822.50	18.23	35.12	640.06	960.09	
JEFFERY BERMAN		5645	01/01/2006	234.37	2.34	35.12	82.31	123.47	

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s. 440.12(2) F.S. multiplied by 1.5. (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s440.107(d)(1)

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State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1. Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll*	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
JOHANNES FROHICICH		5645	01/01/2006	1,040.00	10.40	35.12	365.25	547.88
JOHN E SIMPSON		7219	01/01/2006	43,069.00	430.69	17.78	7,657.67	11,486.51
JOHN GERKEN		5610	01/01/2006	6,805.00	68.05	13.63	927.52	1,391.28
JOHN P WOODSON		5610	01/01/2006	1,852.50	18.52	13.63	252.50	378.75
JOHN VANEMBURG		5645	01/01/2006	2,550.00	25.50	35.12	895.56	1,343.34
JORGE LARREA		5645	01/01/2006	20,764.50	207.65	35.12	7,292.49	10,938.74
JOSEPH BAIRD		7219	01/01/2006	1,863.11	18.63	17.78	331.26	496.89
JOSEPH O'CONNELL		5645	01/01/2006	952.00	9.52	35.12	334.34	501.51
KIMBERLY RETTENWANDER		8810	01/01/2006	25,625.00	256.25	0.58	148.63	222.95
KIRT KANGAS		5474	01/01/2006	480.00	4.80	16.78	80.54	120.81
KYLE O'HEARN		5437	01/01/2006	20,740.31	207.40	15.34	3,181.56	4,772.34
LARRY GREGORY		5610	01/01/2006	23,443.00	234.43	13.63	3,195.28	4,792.92
LARRY WOODS		5645	01/01/2006	15,265.00	152.65	35.12	5,361.07	8,041.61
LOUIE WELLER		5645	01/01/2006	1,200.00	12.00	35.12	421.44	632.16
MATTHEW H LEVINE		5437	01/01/2006	18,722.00	187.22	15.34	2,871.95	4,307.93
MATTHEW OLK		5645	01/01/2006	450.00	4.50	35.12	158.04	237.06
MATTHEW DOMENICK		5610	01/01/2006	24,240.00	242.40	13.63	3,303.91	4,955.87
MICHAEL C TRADER		5437	01/01/2006	16,925.00	169.25	15.34	2,596.30	3,894.45
MICHAEL COX		5645	01/01/2006	48,117.00	481.17	35.12	16,898.69	25,348.04
MICHAEL PLETENICK		5645	01/01/2006	800.00	8.00	35.12	280.96	421.44
MILAN JACHYMOVSKY		5474	01/01/2006	28,928.00	289.28	16.78	4,854.12	7,281.18
NATHANIEL J BOWEN		5610	01/01/2006	17,856.75	178.57	13.63	2,433.86	3,650.82
OMAIRA URAY		5645	01/01/2006	4,805.00	48.05	35.12	1,687.52	2,531.28

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s.440.12(2) F.S. multiplied by 1.5, (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s440.107(d)(1)

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State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1: Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll**	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
PAUL BARRETT		5645	01/01/2006	12,175.67	121.76	35.12	4,276.10	6,414.15
PAUL MCALEER		5645	01/01/2006	79,780.40	797.80	35.12	28,018.88	42,028.32
PETER CANKO		5437	01/01/2006	41,235.50	412.36	15.34	6,325.53	9,488.30
PETER T ROE		5348	01/01/2006	14,560.00	145.60	10.03	1,460.37	2,190.56
PETR SEBEK		5610	01/01/2006	17,350.00	173.50	13.63	2,364.81	3,547.22
RICARDO D RODRIGUEZ		8810	01/01/2006	59,880.00	598.80	0.58	347.30	520.95
RICHARD GALLO		5474	01/01/2006	21,537.50	215.38	16.78	3,613.99	5,420.99
RICHARD JOHNSON		5610	01/01/2006	5,988.00	59.88	13.63	816.16	1,224.24
RICHARD L CICERAN		5606	01/01/2006	51,270.00	512.70	3.84	1,968.77	2,953.16
ROBERT HERMAN GAY		5645	01/01/2006	1,127.00	11.27	35.12	395.80	593.70
RODGER S MANON		5437	01/01/2006	11,712.50	117.13	15.34	1,796.70	2,695.05
ROGER CORLISS		5606	01/01/2006	98,993.72	989.94	3.84	3,801.36	5,702.04
ROGER YOUNG		5437	01/01/2006	41,170.00	411.70	15.34	6,315.48	9,473.22
ROMEL RODRIGUEZ		5437	01/01/2006	41,526.00	415.26	15.34	6,370.09	9,555.14
ROSA PORTAL		8810	01/01/2006	9,098.75	90.99	0.58	52.77	79.16
RUSTAM MUKUMOR		5610	01/01/2006	864.00	8.64	13.63	117.76	176.64
SEAN PEDERSEN		5645	01/01/2006	22,712.25	227.12	35.12	7,976.54	11,964.81
SHAABULLA SHAALLIMOV		5610	01/01/2006	12,981.00	129.81	13.63	1,769.31	2,653.97
STAN SHAW		5645	01/01/2006	50,805.55	508.06	35.12	17,842.91	26,764.37
STEPHEN WITTINGTON		5645	01/01/2006	31,424.80	314.25	35.12	11,036.39	16,554.59
STEVE BARNES		5645	01/01/2006	2,712.50	27.13	35.12	952.63	1,428.95
STEVEN H PRINE		5645	01/01/2006	7,245.00	72.45	35.12	2,544.44	3,816.66
SULIEBEL MENDEZ		8810	01/01/2006	43,262.00	432.62	0.58	250.92	376.38

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s.440.12(2) F.S. multiplied by 1.5. (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s440.107(d)(1)

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State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1 Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code									
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll *	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5	
THOMAS BARTAK		5645	01/01/2006	9,600.00	96.00	35.12	3,371.52	5,057.28	
THOMAS KOEHCIBGLER		5645	01/01/2006	1,060.00	10.60	35.12	372.27	558.41	
THOMAS MANN		5645	01/01/2006	12,840.23	128.40	35.12	4,509.49	6,764.24	
TONY IRIZARRY		5645	01/01/2006	15,060.46	150.60	35.12	5,289.23	7,933.85	
VERNON STERLING		5645	01/01/2006	41,902.24	419.02	35.12	14,716.07	22,074.11	
VIT ZVOLSKY		5437	01/01/2006	38,070.00	380.70	15.34	5,839.94	8,759.91	
WILLIAM PORTAL		5437	01/01/2006	44,905.35	449.05	15.34	6,888.48	10,332.72	
WILLIAM STEWART		5645	01/01/2006	46,983.63	469.84	35.12	16,500.65	24,750.98	
WILLIAM ARNDT		5645	01/01/2006	19,693.75	196.94	35.12	6,916.45	10,374.68	
YOELVYS CABRERA		5645	01/01/2006	19,701.00	197.01	35.12	6,918.99	10,378.49	
ANTHONY M GRAHM		5474	01/01/2007	38,658.51	386.59	13.51	5,222.76	7,834.14	
BEN K ROBINSON		5474	01/01/2007	2,133.00	21.33	13.51	288.17	432.26	
BERCHAN H DEL SOL		5610	01/01/2007	4,747.50	47.48	11.46	544.06	816.09	
BURTON D BASSETT		5645	01/01/2007	13,049.50	130.50	27.71	3,616.02	5,424.03	
CARLOS R MENDEZ		7219	01/01/2007	10,467.00	104.67	14.50	1,517.72	2,276.58	
CHARLES BROCKNER		5474	01/01/2007	19,950.26	199.50	13.51	2,695.28	4,042.92	
CHRIS RILEY		5645	01/01/2007	55,176.81	551.77	27.71	15,289.49	22,934.24	
CHRISTOPHER D SOW		5437	01/01/2007	455.00	4.55	13.01	59.20	88.80	
COREY ORR		7219	01/01/2007	40,034.61	400.35	14.50	5,805.02	8,707.53	
DALE E INGALLS		5474	01/01/2007	1,799.50	18.00	13.51	243.11	364.67	
DAVID DE YOUNG		5606	01/01/2007	6,352.00	63.52	3.41	216.60	324.90	
DMITRI LEBEDEV		5610	01/01/2007	32,072.00	320.72	11.46	3,675.45	5,513.18	
DREW IMPERIAL		5610	01/01/2007	5,184.00	51.84	11.46	594.09	891.14	

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** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s440.107(d)(1)

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State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1. Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll**	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
DREW T ALLARD		7219	01/01/2007	15,487.00	154.87	14.50	2,245.62	3,368.43
EDWIN MENDEZ		5610	01/01/2007	2,292.00	22.92	11.46	262.66	393.99
ERNESTO FUENTES		5645	01/01/2007	39,400.25	394.00	27.71	10,917.81	16,376.72
FELIX AGUIAR		5645	01/01/2007	9,860.00	98.60	27.71	2,732.21	4,098.32
FRED C JOHNSON		5474	01/01/2007	3,128.99	31.29	13.51	422.73	634.10
GEORGE ADAMS		5645	01/01/2007	3,720.00	37.20	27.71	1,030.81	1,546.22
HUGH O'BRIAN FENTON		5610	01/01/2007	32,219.50	322.20	11.46	3,692.35	5,538.53
JASON R KLATT		5645	01/01/2007	45,776.91	457.77	27.71	12,684.78	19,027.17
JOHN E KANE		5610	01/01/2007	5,924.00	59.24	11.46	678.89	1,018.34
JOHN P WOODSON		5610	01/01/2007	15,050.00	150.50	11.46	1,724.73	2,587.10
JORGE LARREA		5645	01/01/2007	52,788.00	527.88	27.71	14,627.55	21,941.33
JULIO CESAR CHOJOLAN		5610	01/01/2007	23,856.00	238.56	11.46	2,733.90	4,100.85
KAMIL KSIAZEK		5610	01/01/2007	9,942.50	99.43	11.46	1,139.41	1,709.12
KYLE O'HEARN		5437	01/01/2007	33,448.57	334.49	13.01	4,351.66	6,527.49
LARRY GREGORY		5610	01/01/2007	10,773.75	107.74	11.46	1,234.67	1,852.01
LARRY WOOD		5645	01/01/2007	1,155.00	11.55	27.71	320.05	480.08
LEONARD J KISLAVAGE		5645	01/01/2007	18,228.00	182.28	27.71	5,050.98	7,576.47
MALCOM B DRAPER		5474	01/01/2007	760.00	7.60	13.51	102.68	154.02
MARCUS FISCHER		5437	01/01/2007	5,175.00	51.75	13.01	673.27	1,009.91
MARIUS GMEINER		5437	01/01/2007	6,375.00	63.75	13.01	829.39	1,244.09
MATHEW H LEVINE		5437	01/01/2007	41,140.00	411.40	13.01	5,352.31	8,028.47
MICHAEL C TRADER		5437	01/01/2007	425.00	4.25	13.01	55.29	82.94
MICHAEL COX		5645	01/01/2007	12,160.00	121.60	27.71	3,369.54	5,054.31

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s.440.12(2) F.S. multiplied by 1.5, (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000, s.440.107(d)(1)

State of Florida, Department of Financial Services
Division of Workers' Compensation, Bureau of Compliance
Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1: Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll*	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
MILLAN JACHYMOVSKY		5474	01/01/2007	29,268.00	292.68	13.51	3,954.11	5,931.17
MIROSLAV CRHAK		5610	01/01/2007	16,357.50	163.57	11.46	1,874.57	2,811.86
NATHANIEL J BOWDEN		5610	01/01/2007	11,889.00	118.89	11.46	1,362.48	2,043.72
OLIVER JACHYMOVSKY		5610	01/01/2007	960.00	9.60	11.46	110.02	165.03
PATRICK O WESCOTT		5474	01/01/2007	1,962.50	19.63	13.51	265.13	397.70
PAUL MCALEER		5645	01/01/2007	41,764.92	417.65	27.71	11,573.06	17,359.59
PETER CANKO		5437	01/01/2007	41,300.00	413.00	13.01	5,373.13	8,059.70
PETR ZUNT		5610	01/01/2007	23,160.00	231.60	11.46	2,654.14	3,981.21
RICARDO M MONTEJO		5645	01/01/2007	13,634.00	136.34	27.71	3,777.98	5,666.97
RICARDO RODRIGUEZ		8810	01/01/2007	875.00	8.75	0.48	4.20	6.30
RICHARD GALLO		5474	01/01/2007	10,488.00	104.88	13.51	1,416.93	2,125.40
RICHARD JOHNSON		5610	01/01/2007	13,723.25	137.23	11.46	1,572.68	2,359.02
ROGER CORLISS		5606	01/01/2007	40,659.47	406.59	3.41	1,386.49	2,079.74
ROGER YOUNG		5437	01/01/2007	6,657.33	66.57	13.01	866.12	1,299.18
ROMEL RODRIGUEZ		5610	01/01/2007	468.00	4.68	11.46	53.63	80.45
ROSA PORTAL		8810	01/01/2007	17,456.50	174.57	0.48	83.79	125.69
ROTI SLAV STRELICKY		5610	01/01/2007	4,840.00	48.40	11.46	554.66	831.99
SEAN PEDERSON		5645	01/01/2007	34,693.00	346.93	27.71	9,613.43	14,420.15
STAN SHAW		5645	01/01/2007	45,611.40	456.11	27.71	12,638.92	18,958.38
VERNON STERLING		5645	01/01/2007	11,316.00	113.16	27.71	3,135.66	4,703.49
WILLIAM K HOLMSTEN		5645	01/01/2007	9,969.00	99.69	27.71	2,762.41	4,143.62
WILLIAM PORTAL		5437	01/01/2007	47,587.80	475.88	13.01	6,191.17	9,286.76
WILLIAM STEWART		5645	01/01/2007	58,089.64	580.90	27.71	16,096.64	24,144.96

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s.440.12(2) F.S. multiplied by 1.5. (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s440.107(d)(1)

State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1. Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll**	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
WILLIAM TURNER		5645	01/01/2007	9,412.50	94.13	27.71	2,608.20	3,912.30
YOELVYS CABRERA		5645	01/01/2007	25,828.00	258.28	27.71	7,156.94	10,735.41
JAMES P BEYER		5610	10/01/2007	18,395.48	183.95	11.46	2,108.12	3,162.18
ANTHONY GRAHAM MAWBY		5474	01/01/2008	14,732.64	147.33	9.73	1,433.49	2,150.24
CARLOS R MENDEZ		7219	01/01/2008	16,064.93	160.65	11.91	1,913.33	2,870.00
CHARLES BROCKNER		5474	01/01/2008	8,682.00	86.82	9.73	844.76	1,267.14
CHRIS RILEY		5645	01/01/2008	13,466.57	134.67	20.04	2,698.70	4,048.05
COREY ORR		7219	01/01/2008	13,815.03	138.15	11.91	1,645.37	2,468.06
DAVID DE YOUNG		5606	01/01/2008	5,585.62	55.86	2.74	153.05	229.58
DMITRI LEBEDEV		5610	01/01/2008	15,831.00	158.31	9.88	1,564.10	2,346.15
DREW T ALLARD		7219	01/01/2008	9,933.00	99.33	11.91	1,183.02	1,774.53
ERNESTO FUENTES		5645	01/01/2008	16,917.37	169.17	20.04	3,390.24	5,085.36
HUGH O'BRIAN FENTON		5610	01/01/2008	14,018.75	140.19	9.88	1,385.05	2,077.58
JASON R KLATT		5645	01/01/2008	18,110.76	181.11	20.04	3,629.40	5,444.10
JOHN SIMPSON		7219	01/01/2008	6,592.88	65.93	11.91	785.21	1,177.82
JORGE LARREA		5645	01/01/2008	23,685.00	236.85	20.04	4,746.47	7,119.71
JULIO CESAR CHOLOLAN		5610	01/01/2008	12,468.75	124.69	9.88	1,231.91	1,847.87
KAMIL KSIAZEK		5610	01/01/2008	13,170.00	131.70	9.88	1,301.20	1,951.80
KYLE O'HEARN		5437	01/01/2008	12,591.50	125.92	10.47	1,318.33	1,977.50
LARRY WOOD		5645	01/01/2008	4,635.00	46.35	20.04	928.85	1,393.28
MATTHEW H LEVINE		5437	01/01/2008	12,996.00	129.96	10.47	1,360.68	2,041.02
MILAN JACHYMOWSKY		5474	01/01/2008	13,766.00	137.66	9.73	1,339.43	2,009.15
PETER CANKO		5437	01/01/2008	19,869.00	198.69	10.47	2,080.28	3,120.42

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s. 440.12(2) F.S. multiplied by 1.5. (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000. s440.107(d)(1)

State of Florida, Department of Financial Services
 Division of Workers' Compensation, Bureau of Compliance
 Penalty Worksheet

BUSINESS NAME: REDCO CONSTRUCTION INC

DWC Case No. 08-206-D5

Part 1: Penalty for failure to obtain coverage that meets the requirements of Chapter 440, F.S. and the Insurance Code.								
Employee Name	Imputed	(a) Class Code	(b) Period of Non-Compliance	(c) Gross Payroll*	(d) Column (c) /100	(e) Approved Manual Rate	(f) Premium (d) x (e)	(g) Penalty** (f) x 1.5
RICHARD JOHNSON		5610	01/01/2008	727.50	7.28	9.88	71.88	107.82
ROGER CORLISS		5606	01/01/2008	14,352.65	143.53	2.74	393.26	589.89
ROGER YOUNG		5437	01/01/2008	20,591.25	205.91	10.47	2,155.90	3,233.85
ROMEL RODRIGUEZ		5437	01/01/2008	832.00	8.32	10.47	87.11	130.67
ROSA PORTAL		8810	01/01/2008	5,639.71	56.40	0.37	20.87	31.31
SEAN PEDERSON		5645	01/01/2008	15,120.26	151.20	20.04	3,030.10	4,545.15
STAN SHAW		5645	01/01/2008	13,937.81	139.38	20.04	2,793.14	4,189.71
WILLIAM PORTAL		5437	01/01/2008	16,343.00	163.43	10.47	1,711.11	2,566.67
WILLIAM STEWART		5645	01/01/2008	21,595.00	215.95	20.04	4,327.64	6,491.46
Part 1 Penalty Sub-Totals: ***				4,289,504.57			884,515.03	1,326,773.10

* If the employer has failed to provide business records sufficient to enable the Department to determine the employer's payroll, payroll shall be imputed to be the statewide average weekly wage as defined in s.440.12(2) F.S. multiplied by 1.5, (440.107(7)(e)).

** Premium multiplied by statutory factor of 1.5

*** Greater of penalty under column (g) or \$1000, s440.107(d)(1)

TOTAL PENALTY for Parts 1, 2, 3, 4, 5: \$1,326,773.10



REPRESENTING
ALEX SINK
CHIEF FINANCIAL OFFICER
STATE OF FLORIDA

May 5, 2009

Redco Construction, Inc.
613 Simonton Street
Key West, Florida 33040

Anton J. Rettenwander
5624 Third Avenue
Key West, Florida 33040

Re: DWC Case No. 08-206-D5

Dear Mr. Rettenwander:

This is to advise you that the Department of Financial Services ("the Department") is affording you an opportunity to request a Section 120.57(2), Florida Statutes, proceeding regarding the above-referenced matter.

On June 25, 2008, a Stop-Work Order of Penalty Assessment was served on Redco Construction, Inc. After the Department calculated the penalty, an Amended Order of Penalty Assessment was served on Redco Development, Inc., on December 17, 2009. Redco Development, Inc., then filed a petition for a formal hearing, which was forwarded to the Division of Administrative Hearings ("DOAH") on January 22, 2009. Redco Development, Inc., did not respond to the Administrative Law Judge's Order Directing Response. As a result, the Administrative Law Judge entered an Order Relinquishing Jurisdiction and Closing File, and jurisdiction over this matter was relinquished to the Department.

Since the above referenced matter was closed at DOAH before arguments could be made regarding the application of law, the Department is in a posture to offer you an informal proceeding pursuant to Section 120.57, Florida Statutes. However, the sole purpose of an informal proceeding is to permit you to explain why you believe the Division of Workers' Compensation misapplied the workers' compensation law. Please note that pursuant to controlling statutes, any arguments regarding the hardship in paying the penalty or other extenuating circumstances *cannot be* considered in determining the monetary amount of the penalty.

FLORIDA DEPARTMENT OF FINANCIAL SERVICES
Douglas D. Dolan • Assistant General Counsel
Division of Legal Services • Workers' Compensation Section
200 E. Gaines St. • Tallahassee, FL 32399-4229 • Tel. 850-413-1606 • Fax 850-922-7270
Email • Douglas.Dolan@myfloridacfo.com
Affirmative Action • Equal Opportunity Employer

EXHIBIT D

If, understanding the limitations on what can be considered in an informal proceeding, you still desire such a proceeding, please submit your request within twenty-one (21) days of the date of this letter. If a response is not received within that time, it will be assumed that you do not want an informal proceeding and a Final Order will be entered based upon the Amended Order of Penalty Assessment served upon you on January 22, 2009.

If you have any questions regarding your right to a hearing, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Douglas Dolan".

Douglas D. Dolan
Assistant General Counsel

Enclosure