



REPRESENTING
ALEX SINK
CHIEF FINANCIAL OFFICER
STATE OF FLORIDA

FILED

DEC 04 2009

Chief Financial Officer
Docketed by: ABA

IN THE MATTER OF:

AJ'S TILE AND MARBLE, INC.
_____ /

Case No. 08-315-05-09-WC

2009 DEC - 7 11:05
DIVISION OF
ADMINISTRATIVE
HEARINGS
FILED

FINAL ORDER

THIS CAUSE came on for consideration of and final agency action on the Recommended Order rendered by Administrative Law Judge Patricia M. Hart on November 2, 2009, subsequent to a hearing held on April 22, 2009, in Tallahassee, Florida, and Miami, Florida, via video teleconference. No exceptions were filed.

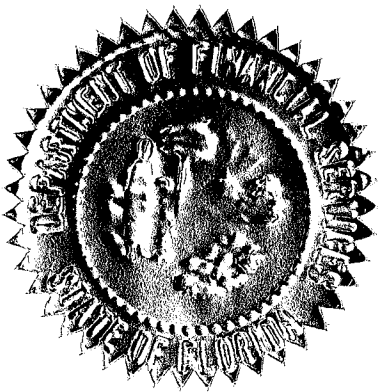
After review of the record, including the transcript of proceedings and admitted exhibits, and being otherwise fully apprised in all material premises,

IT IS HEREBY ORDERED that the ALJ's Findings of Fact and Conclusions of Law set forth in the Recommended Order are adopted as the Department's Findings of Fact and Conclusions of Law.

IT IS HEREBY FURTHER ORDERED that AJ's Tile and Marble, Inc. shall pay to the Department the assessment penalty of \$158,775.09, within 30 days from the date hereof or enter into a Payment Agreement Schedule, for failing to secure workers' compensation for its employees from October 16, 2005, through October 15, 2008, and conducting business operations during the issuance of the Stop-Work Order issued October 15, 2008 through March 20, 2009.

IT IS HEREBY FURTHER ORDERED that AJ's Tile and Marble, 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 insurance coverage for covered employees and, pursuant to Section 440.107(7)(a), Florida Statutes, paying the civil penalty imposed herein.

DONE AND ORDERED this 4th day of December, 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, Fla. R. App. P. Review proceedings must be instituted by filing a petition or notice of appeal with Julie Jones, DFS Agency Clerk, at 612 Larson Building, Tallahassee, Florida, 32399-0390 and a copy of the same with the appropriate district court of appeal within thirty (30) days of rendition of this Order.

Copies to:

Herbert Grodin (Respondent)
Kristian E. Dunn, Esq. (For Petitioner)
Patricia M. Hart, ALJ