

FILED

2010 JAN 27 A 10:40

DIVISION OF
ADMINISTRATIVE
HEARINGS

IN THE MATTER OF:

COCONUT COVE RESORT
AND MARINA, INC.



REPRESENTING
ALEX SINK
CHIEF FINANCIAL OFFICER
STATE OF FLORIDA

FILED

JAN 26 2010

Chief Financial Officer
Docketed by: YMB

W.C. Case No. 08-326-D5-10-WC

FINAL ORDER

THIS CAUSE came on for consideration of and final agency action on the Recommended Order rendered by Administrative Law Judge Larry J. Sartin on November 30, 2009, subsequent to a hearing held on September 22, 2009, in Marathon, Florida. 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,

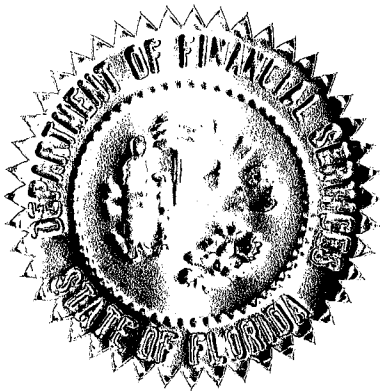
IT IS HEREBY ORDERED that the ALJ's Findings of Fact and Conclusions of Law set forth in the Recommended Order are adopted as the Department's Findings of Fact and Conclusions of Law.

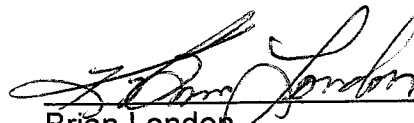
IT IS HEREBY FURTHER ORDERED that Coconut Cove Resort and Marina, Inc. (Coconut Cove) shall pay to the Department the assessment penalty of \$27,821.74, over a 60 month period. Coconut Cove entered into a Payment Agreement Schedule and has agreed to pay the remainder balance of \$27,821.74, to the Department. During the period of compliance with the installment payment schedule, the Stop-Work order previously entered in this cause by the Department is lifted. Default on any installment payment shall cause the remainder of the penalty to become immediately due and

payable, and shall cause the Stop-Work Order to again become effective as of the date of the default.

IT IS HEREBY FURTHER ORDERED that the Stop-Work Order issued entered by the Division of Workers' Compensation is conditionally affirmed as set forth above. So long as Coconut Cove Resort and Marina, Inc. is not in default of its installment payments, it may continue all business operations provided it demonstrates to the satisfaction of 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.

DONE AND ORDERED this 26th day of January, 2010.




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:

Paul E. Bates, Pro Se (For the Respondent)
Timothy L. Newhall, Esq. (For the Department)
Larry J. Sartin, ALJ