

FILED
11 JAN 24 PM 1:11
DIVISION OF
ADMINISTRATIVE
HEARINGS

STATE OF FLORIDA
LAND AND WATER ADJUDICATORY COMMISSION

DEPARTMENT OF COMMUNITY AFFAIRS,

Petitioner,

vs.

FLWAC Case No.: APP-10-003

DOAH Case No.: 10-2797DRI

POLK CITY, COLE'S PROPERTY, LLC and
POLK CITY ASSOCIATES, LLC.

Respondents.

_____ /

FINAL ORDER OF DISMISSAL

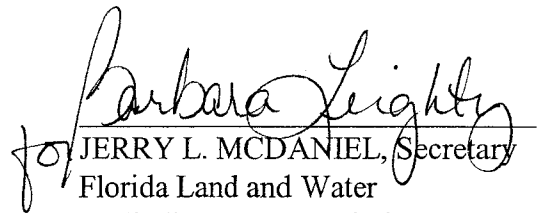
This cause came before the Secretary of the Florida Land and Water Adjudicatory Commission upon the "Notice of Voluntary Dismissal" filed by the Department of Community Affairs on January 13, 2011. A copy of the "Notice of Voluntary Dismissal" is attached and incorporated as "Exhibit A."

IT IS ORDERED that the proceeding is DISMISSED.

NOTICE OF RIGHTS

Any party to this Order has the right to seek Judicial review of the Final Order pursuant to section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001; and by filing a copy of the Notice of Appeal, accompanied by the applicable filing fees, with the appropriate District Court of Appeal. Notice of Appeal must be filed within 30 days of the day this Order is filed with the Clerk of the Commission.

DONE AND ORDERED this 20th day of January, 2011.

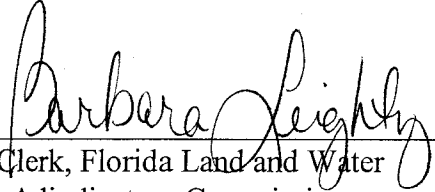

for JERRY L. MCDANIEL, Secretary
Florida Land and Water
Adjudicatory Commission

20th FILED with the Clerk of the Florida Land and Water Adjudicatory Commission this
day of January, 2011.


Clerk, Florida Land and Water
Adjudicatory Commission

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was delivered to the following persons by United States mail this 20th day of January, 2011.


Clerk, Florida Land and Water
Adjudicatory Commission

Honorable Rick Scott
Governor
The Capitol
Tallahassee, Florida 32399

Honorable Jeff Atwater
Chief Financial Officer
The Capitol
Tallahassee, Florida 32399

Honorable Pam Bondi
Attorney General
The Capitol
Tallahassee, Florida 32399

Honorable Adam Putnam
Commissioner of Agriculture
The Capitol
Tallahassee, Florida 32399

Carly A. Hermanson
Governor's Legal Office
Room 209, The Capitol
Tallahassee, Florida 32399-0001

Billy Buzzett, Secretary
David Jordan, Assistant General Counsel
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, FL 32399-2100

Clayton Bricklemeyer, Esquire
David Smolker, Esquire
Bricklemeyer & Smolker, P.A.
500 East Kennedy Boulevard
Suite 200
Tampa, Florida 33602-4708

Thomas A. Cloud, Esquire
City Attorney, Polk City
Gray Robinson, P.A.
Post Office Box 3068
Orlando, Florida 32802-3068

Patricia M. Steed, Executive Director
Central Florida Regional Planning Council
Post Office Drawer 2089
Bartow Florida 33831-2089

Florida Administrative Law Reports
Post Office Box 385
Gainesville, Florida 32602

Jack P. Brandon, Esquire
Michael T. Gallaher, Esquire
Peterson & Myers, P.A.
Post Office Box 1079
Lake Wales, Florida 33859-1079

J. Lawrence Johnson
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
123 Apalachee Parkway
Tallahassee, Florida 32399-3060