

**STATE OF FLORIDA
COMMISSION FOR THE TRANSPORTATION DISADVANTAGED**

TMS JOINT VENTURE,
Petitioner,

vs.

Case nos. **10-0030BID**
 10-0051BID

**COMMISSION FOR THE
TRANSPORTATION DISADVANTAGED,**
Respondent,

and

MV CONTRACT TRANSPORTATION,
Intervenor.

FILED
2010 JUN -2 P 1:35
DIVISION OF
ADMINISTRATIVE
HEARINGS

FINAL ORDER

THIS CAUSE came before the Commission for the Transportation Disadvantaged (Commission), on May 6, 2010 in Orlando, Florida, for consideration of the Recommended Order entered by Administrative Law Judge Susan B. Harrell. Present before the Commission were: Kevin M. Mekler, Esq., representing the Petitioner, TMS Joint Venture; Christopher T. McRae, Esq., representing the Intervenor, MV Contract Transportation; and Tom Barnhart, Esq., Special Assistant Attorney General, Advocate for the Respondent.

Prior to final judgment of the Commission all parties agreed to a settlement as follows:

1. MV Contract Transportation will be the service provider for the Palm Beach County Contract.
2. TMS Joint Venture will be the service provider for Duval County, effective July 1, 2010. Duval County will continue services with its existing provider through June 30, 2010.

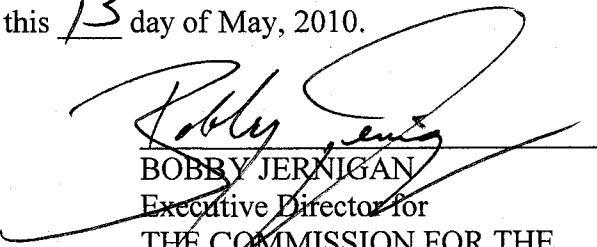
The Commission considered the settlement offer and voted to **ACCEPT** the settlement.

THEREFORE, it is ORDERED, that:

1. MV Contract Transportation is awarded the contract and will be the service provider for the Palm Beach County Contract.
2. TMS Joint Venture is awarded the contract and will be the service provider for the Duval County Contract, effective July 1, 2010. The existing provider will continue with Duval County services through June 30, 2010.

FURTHER, the Commission finds that due to the settlement as outlined above, additional consideration of the Recommended Order is not necessary and such consideration is moot.

DONE and ORDERED, this 13TH day of May, 2010.

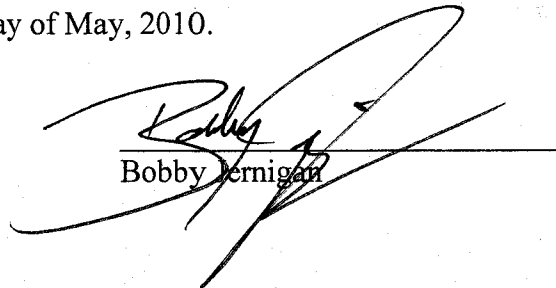


BOBBY JERNIGAN
Executive Director for
THE COMMISSION FOR THE
TRANSPORTATION DISADVANTAGED.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY, that a true copy of the foregoing has been served by U.S. Mail to E.A. "Seth" Mills, Jr., Esq., and Kevin M. Mekler, Esq., Counsels for TMS Joint Venture, 100 N. Tampa Street, Suite 2010, Tampa, FL 33602; Christopher T. McRae, Esq., Counsel for MV Contract Transportation, McRae & Metcalf, P.A. 2612 Centennial Place, Tallahassee, FL 32308; Tom Barnhart, Esq., Special Assistant Attorney General, Advocate for the Respondent, Office of

the Attorney General, PL-01 The Capitol, Tallahassee, FL 32399-1050; and Claudia Llado,
Clerk Division of Administrative Hearings, the Desoto Building 1230 Apalachee Parkway,
Tallahassee, FL 32399 this 13TH day of May, 2010.



Bobby Jernigan