

FILED

MAY 05 2011

Chief Financial Officer
Docketed by: CSB



CHIEF FINANCIAL OFFICER
JEFF ATWATER
STATE OF FLORIDA

FILED
2011 MAY -6 P 2:22
DIVISION OF
ADMINISTRATIVE
HEARINGS

IN THE MATTER OF:

J. D. TREE SERVICE, INC.
_____ /

Case No. 07-172-D7-WV-10-WC

FINAL ORDER

THIS CAUSE came on for consideration of and final agency action on the Recommended Order rendered by Administrative Law Judge William F. Quattlebaum (ALJ) on March 29, 2011, subsequent to a hearing held on January 26, 2011, in Tallahassee and Ft. Myers, 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,

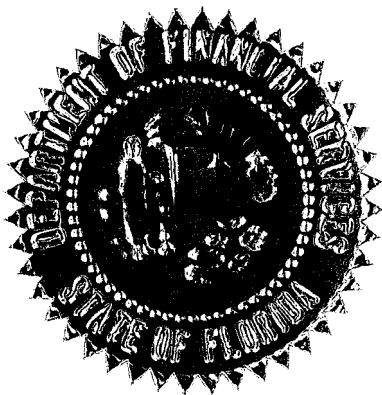
IT IS HEREBY ORDERED that the ALJ's Findings of Fact and Conclusions of Law set forth in the Recommended Order are adopted as the Department's Findings of Fact and Conclusions of Law.

IT IS HEREBY FURTHER ORDERED that the Amended Order Assessing Penalty for Working in Violation of Reinstated Stop-Work Order is affirmed, and that J.D. Tree Service, Inc., shall pay to the Department the assessed penalty of \$381,000.00, within thirty (30) days from the date hereof.

IT IS HEREBY FURTHER ORDERED that J.D. Tree Service, 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 3rd day of May, 2011.



A handwritten signature in black ink, appearing to read "R. C. Kneip". The signature is written in a cursive, somewhat stylized font.

Robert C. Kneip
Chief of Staff

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:

James D. King, Pro Se
Timothy L. Newhall, Esq. (For Petitioner)
William F. Quattlebaum (ALJ)