

STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED  
AHCA  
AGENCY CLERK

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

DOAH NO. 10-1248

2010 APR 21 A 11:34

Petitioner,

CASE NOS. 2010000160  
2010000162

vs.

RENDITION NO.: AHCA-10-0476-S-OLC

TAMPA HEALTH CARE ASSOCIATES,  
LLC, d/b/a HABANA HEALTH CARE  
CENTER,

Respondent.

**FINAL ORDER**

Having reviewed the Amended Administrative Complaint dated March 3, 2010, attached hereto and incorporated herein (Ex. 1), and all other matters of record, the Agency for Health Care Administration ("Agency") has entered into a Settlement Agreement (Ex. 2) with the parties to these proceedings, and being otherwise well advised in the premises, finds and concludes as follows:

**ORDERED:**

1. The attached Settlement Agreement is approved and adopted as part of this Final Order, and the parties are directed to comply with the terms of the Settlement Agreement.
2. The Respondent shall pay, within thirty (30) days of the date of rendition of this Order, administrative fines in the amount of seven hundred and fifty dollars (\$750.00).

3. Checks should be made payable to the "Agency for Health Care Administration." The check, along with a reference to this case numbers, should be sent directly to:

Agency for Health Care Administration  
Office of Finance and Accounting  
Revenue Management Unit  
2727 Mahan Drive, MS #14  
Tallahassee, Florida 32308

4. Unpaid amounts pursuant to this Order will be subject to statutory interest and may be collected by all methods legally available.


5. Conditional licensure is imposed commencing November 12, 2009, and ending November 23, 2009.

6. Each party shall bear its own costs and attorney's fees.

7. The Respondent's petition for formal administrative proceeding is hereby withdrawn.

8. The above-styled cases are hereby closed.

**DONE** and **ORDERED** this 20 day of April, 2010,  
in Tallahassee, Leon County, Florida.

  
Thomas W. Arnold, Secretary  
Agency for Health Care Administration

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW WHICH SHALL BE INSTITUTED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A SECOND COPY, ALONG WITH FILING FEE AS PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE AGENCY MAINTAINS ITS HEADQUARTERS OR WHERE A PARTY RESIDES.

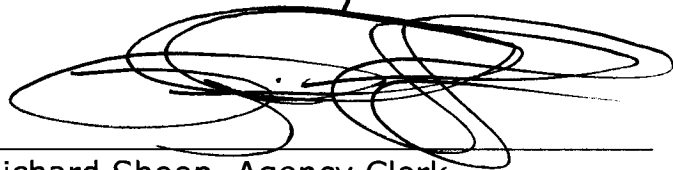
REVIEW OF PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA APPELLATE RULES. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

Copies furnished to:

Anna Small, Esq. Broad and Cassel 215 South Monroe Street, Suite 400 P.O. Drawer 11300 Tallahassee, Florida 32302 (U.S. Mail)	James H. Harris, Assistant General Counsel Agency for Healthcare Admin. 525 Mirror Lake Drive North, #330H St. Petersburg, Florida 33701 (Interoffice Mail)
Jan Mills Agency for Health Care Admin. 2727 Mahan Drive, Bldg #3, MS #3 Tallahassee, Florida 32308 (Interoffice Mail)	Molly McKinstry, Bureau Chief Bureau of Long-Term Care Services Agency for Health Care Admin. 2727 Mahan Drive, bldg, #3, MS #30 Tallahassee, Florida 32308 (Interoffice Mail)
Daniel Manry Administrative Law Judge Division of Administrative Hearings The DeSoto building 1230 Apalachee parkway Tallahassee, Florida 32399-3060 (Electronic Mail)	Agency for Health Care Admin. Office of Finance and Accounting Revenue Management Unit 2727 Mahan Drive, MS #14 Tallahassee, Florida 32308 (Interoffice Mail)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of this Final Order was served on the above-named person(s) and entities by U.S. Mail, or the method designated, on this the 21<sup>st</sup> day of April, 2010.



Richard Shoop, Agency Clerk  
Agency for Health Care Administration  
2727 Mahan Drive, Building #3  
Tallahassee, Florida 32308-5403  
(850) 412-3630