

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

FILED  
AHCA  
AGENCY CLERK  
2010 DEC 13 A 8:17

STATE OF FLORIDA,  
AGENCY FOR HEALTH CARE  
ADMINISTRATION,

Petitioner,

CASE NO. 10-3225MPI

File No.: 67901

vs.

Provider No.: 252842800

Rendition No. AHCA-10- -S-MDP

MIAMI BEHAVIORAL HEALTH CENTER, INC.,

Respondent.

**FINAL ORDER**

THIS CAUSE is before me for issuance of a Final Order. In a letter dated May 14, 2010, Miami Behavioral Health Center, Inc. (Respondent) was informed that the State of Florida, Agency for Health Care Administration (Agency) was applying a fine in the amount of \$1,000.00 for violation of 7(c) under Rule Section 59G-9.070, F.A.C.

The letter contained full disclosure and notice regarding Respondent's administrative hearing and due process rights. Respondent requested a formal administrative hearing to dispute the facts contained in the letter. The matter was referred to the Division of Administrative Hearings and was assigned case number 10-3225MPI.

The Petitioner, State of Florida, Agency for Health Care Administration filed a Notice Rescinding Final Agency Action dated August 30, 2010, which is incorporated by reference. In the interim, the medical records at issue were provided. The Agency accepted the explanation that there had been confusion in the original records response. The letter to Respondent that was

issued by the Agency on May 14, 2010, is hereby rescinded and no other action affecting the Respondent under the above-styled case number is pending.

Based on the foregoing, the request for a hearing is dismissed and the file is **CLOSED**.

DONE and ORDERED on December 10, 2010, in Tallahassee, Florida.



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ELIZABETH DUDEK, INTERIM SECRETARY  
Agency for Health Care Administration

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO A 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 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:

L. William Porter II  
Assistant General Counsel  
Agency for Health Care  
Administration  
(Laserfiche)

Lester J. Perling, Esquire  
Broad and Cassel  
One Financial Plaza, Suite 2700  
Ft. Lauderdale, Florida 33394  
(U.S. Mail)

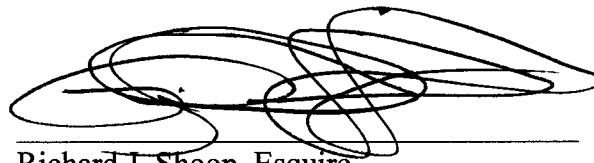
E. T. Bauer  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060

Mike Blackburn, Bureau Chief, Medicaid Program Integrity

Finance & Accounting

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to the above-named addressees by U.S. Mail, Laserfiche or electronic mail on December 13, 2010.



Richard J. Shoop, Esquire  
Agency Clerk  
State of Florida  
Agency for Health Care Administration  
2727 Mahan Drive, MS #3  
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