

STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED  
AHCA  
AGENCY CLERK

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

DOAH NO. ~~11-2098~~ 2012-558 15 A 8:39

Petitioner,

v.

AHCA NO. 2011001485  
RENDITION NO.: AHCA-12-0200 -S-OLC

KEVIN H. LAPOFF, D.P.M., P.A.,

Respondent.

**FINAL ORDER**

Having reviewed the Administrative Complaint, and all other matters of record, the Agency for Health Care Administration finds and concludes as follows:

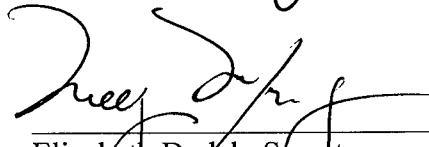
1. The Agency has jurisdiction over the above-named Respondent pursuant to Chapter 408, Part II, Florida Statutes, and the applicable authorizing statutes and administrative code provisions.
2. The Agency issued the attached Administrative Complaint and Election of Rights form to the Respondent. (Ex. 1) The Election of Rights form advised of the right to an administrative hearing.
3. The parties have since entered into the attached Settlement Agreement. (Ex. 2)

Based upon the foregoing, it is **ORDERED**:

1. The Settlement Agreement is adopted and incorporated by reference into this Final Order. The parties shall comply with the terms of the Settlement Agreement.
2. The Respondent shall pay the Agency \$9,900.00. \$3,000.00 is due within 30 days of the entry of the Final Order. \$6,900.00 shall be paid to the Agency no later than 6 months after the entry of the Final Order. The Respondent will pay statutory interest on the \$6,900.00 pursuant to Section 55.03, Florida Statutes (2010), 6.0% per annum or .0001644 per day, as established by the Chief Financial Officer, Florida Department of Financial Services. Overdue amounts are subject to statutory interest and may be referred to collections. A check made payable to the "Agency for Health Care Administration" and containing the AHCA ten-digit case number should be sent to:

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

**ORDERED** at Tallahassee, Florida, on this 14 day of February, 2012.

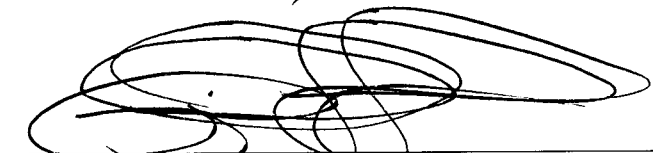
  
Elizabeth Dudek, Secretary  
Agency for Health Care Administration

**NOTICE OF RIGHT TO JUDICIAL REVIEW**

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.

**CERTIFICATE OF SERVICE**

**I CERTIFY** that a true and correct copy of this Final Order was served on the below-named persons by the method designated on this 15<sup>th</sup> day of February, 2012.

  
Richard Shoop, Agency Clerk  
Agency for Health Care Administration  
2727 Mahan Drive, Bldg. #3, Mail Stop #3  
Tallahassee, Florida 32308-5403  
Telephone: (850) 412-3630

Jan Mills Facilities Intake Unit (Electronic Mail)	Finance & Accounting Revenue Management Unit (Electronic Mail)
Mary Daley Jacobs Office of the General Counsel Agency for Health Care Administration (Electronic Mail)	Michael R. Lowe Attorney for Respondent 2180 West State Road 434, Suite 1124 Longwood, Florida 32779 (U.S. Mail)
Claude B. Arrington Administrative Law Judge Division of Administrative Hearings (Electronic Mail)	