STATE OF FLORIDA DIVISION OF ADMINISTRATIVE HEARINGS

VANN EASTON AND ANDREA SORTINO, on behalf of and as parents and natural guardians of ASHTON C. EASTON,

Petitioners,

vs.

Case No. 12-3167N

FLORIDA BIRTH-RELATED NEUROLOGICAL INJURY COMPENSATION ASSOCIATION,

Respondent,

and

ST. PETERSBURG GENERAL HOSPITAL,

Intervenor.

FINAL ORDER ON REASONABLE EXPENSES INCURRED BY PETITIONERS IN CONNECTION WITH THE FILING OF CLAIM

This cause came on for consideration upon Petitioners' and Respondent's Stipulation and Joint Petition for Resolution of Reasonable Expenses Incurred by Petitioners in Connection with Filing of Claim (Stipulation and Joint Petition) filed on August 28, 2013.

On June 6, 2013, a Final Order Approving Stipulation for Entry of Award was entered. The issue of attorney's fees and other expenses incurred by Petitioners in connection with the filing of the claim was not resolved. On August 28, 2013, the Stipulation and Joint Petition was filed, stipulating to a reasonable attorney's fee and costs incurred by Petitioners in connection with the filing of the claim and requesting that a final order be entered approving the stipulated amounts.

After due consideration of the interests of all parties, and being otherwise fully advised in the premises, it is

ORDERED:

1. The stipulation for Respondent to pay as a lump sum to Beltz & Ruth, P.A., \$7,343.45 in attorney's fees and \$1,724.63 in costs is approved and said attorney's fees and costs shall be paid forthwith.

2. The Parties shall abide by the terms of the Stipulation and Joint Petition.

DONE AND ORDERED this 6th day of September, 2013, in Tallahassee, Leon County, Florida.

Susan Belgen Kulland

SUSAN BELYEU KIRKLAND Administrative Law Judge Division of Administrative Hearings The DeSoto Building 1230 Apalachee Parkway Tallahassee, Florida 32399-3060 (850) 488-9675 Fax Filing (850) 921-6847 www.doah.state.fl.us

Filed with the Clerk of the Division of Administrative Hearings this 6th day of September, 2013. COPIES FURNISHED: (Via certified mail) Kenney Shipley, Executive Director Florida Birth Related Neurological Injury Compensation Association 2360 Christopher Place, Suite 1 Tallahassee, Florida 32308 (Certified Mail No. 7013 0600 0002 2576 0830) Randy J. Ogden, Esquire Ogden and Sullivan, P.A. 113 South Armenia Avenue Tampa, Florida 33609 (Certified Mail No. 7013 0600 0002 2576 0847) Chafica A. Singha, Esquire Beltz and Ruth Post Office Box 16847 St. Petersburg, Florida 03373-6847 (Certified Mail No. 7013 0600 0002 2576 0854) Robert J. Grace, Esquire The Bleakley Bavol Law Firm 15170 North Florida Avenue Tampa, Florida 33613 (Certified Mail No. 7013 0600 0002 2576 0861) Amie Rice, Investigation Manager Consumer Services Unit Department of Health 4052 Bald Cypress Way, Bin C-75 Tallahassee, Florida 32399-3275 (Certified Mail No. 7013 0600 0002 2576 0878) Elizabeth Dudek, Secretary Health Quality Assurance Agency for Health Care Administration 2727 Mahan Drive, Mail Stop 3 Tallahassee, Florida 32308

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NOTICE OF RIGHT TO JUDICIAL REVIEW

Review of a final order of an administrative law judge shall be by appeal to the District Court of Appeal pursuant to section 766.311(1), Florida Statutes. Review proceedings are governed by the Florida Rules of Appellate Procedure. Such proceedings are commenced by filing the original notice of administrative appeal with the agency clerk of the Division of Administrative Hearings within 30 days of rendition of the order to be reviewed, and a copy, accompanied by filing fees prescribed by law, with the clerk of the appropriate District Court of Appeal. <u>See</u> § 766.311(1), Fla. Stat., and <u>Fla. Birth-Related Neurological</u> Injury Comp. Ass'n v. Carreras, 598 So. 2d 299 (Fla. 1st DCA 1992).