

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED
AHCA
AGENCY CLERK

UNIVERSITY BEHAVIORAL, LLC, d/b/a
UNIVERSITY BEHAVIORAL CENTER,

2013 OCT 18 P 12:55

Petitioner,

and

LA AMISTAD RESIDENTIAL TREATMENT
CENTER, LLC, d/b/a CENTRAL FLORIDA
BEHAVIORAL HOSPITAL,

Intervenor,

DOAH Nos. 13-0156CON
13-0155CON

v.

AHCA Nos. 2013000336
2013000337

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

CON Nos. 10170
10171

Respondent,

and

RENDITION NO.: AHCA-13 - 978 -S-OLC

OGLETHORPE OF ORLANDO, INC.,

Intervenor.

FINAL ORDER

THIS CAUSE comes before the State of Florida, Agency for Health Care Administration, (the "Agency") regarding the approval of certificate of need ("CON") applications 10170 and 10171 filed by Oglethorpe or Orlando, Inc. ("Oglethorpe").

1. Oglethorpe filed CON application No. 10170 to establish a 28-bed adult inpatient psychiatric hospital in Osceola County, Service District 7. The Agency approved Oglethorpe's CON application 10170.

2. Oglethorpe also filed CON application 10171 to establish a 14-bed adult inpatient substance abuse hospital in Osceola County, Service District 7. The Agency approved

Oglethorpe's CON application 10171.

3. University Behavioral, LLC, d/b/a University Behavioral Center ("UBC") filed petitions for formal hearing challenging the Agency's approval of both of Oglethorpe's CON applications.

4. La Amistad Residential Treatment Center, LLC, d/b/a Central Florida Behavioral Hospital ("CFBH") filed petitions to intervene contesting the Agency's approval of both of Oglethorpe's CON applications.

5. The parties have since entered into the attached settlement agreement. (Ex. 1)

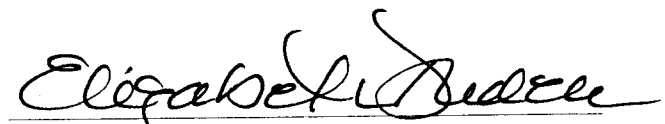
IT IS THEREFORE ORDERED:

6. The parties' settlement agreement is approved and the parties shall comply with the terms of the settlement agreement.

7. The approval of Oglethorpe's CON application 10170 is UPHELD in accordance with the terms and conditions set forth in the parties' settlement agreement.

8. The approval of Oglethorpe's CON application 10171 is UPHELD in accordance with the terms and conditions set forth in the parties' settlement agreement.

ORDERED in Tallahassee, Florida on this 18 day of October, 2013.

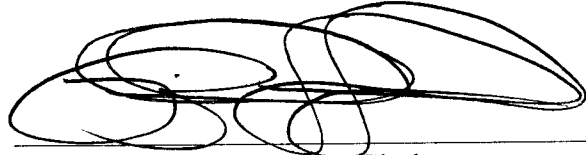

Elizabeth Dudek, Secretary
Agency for Health Care Administration

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 the original notice of appeal with the agency clerk of AHCA, and a copy along with the filing fee 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 the rendition of the order to be reviewed.

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing Final Order has been furnished by U.S. Mail or electronic mail to the persons named below on this 18th day of October, 2013.



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

Janice Mills Facilities Intake Unit Agency for Health Care Administration (Electronic Mail)	James McLemore, Supervisor Certificate of Need Unit Agency for Health Care Administration (Electronic Mail)
W. David Watkins Administrative Law Judge Division of Administrative Hearings (Electronic Mail)	Lorraine M. Novak, Esquire Assistant General Counsel Agency for Health Care Administration (Electronic Mail)
Michael J. Glazer, Esquire Ausley McMullen 123 South Calhoun Street Tallahassee, Florida 32301 Counsel for Oglethorpe (U.S. Mail)	Geoffrey D. Smith, Esquire Smith & Associates 2834 Remington Green Circle, Suite 201 Tallahassee, Florida 32308 Counsel for UBC and CFBH (U.S. Mail)