

**STATE OF FLORIDA
DEPARTMENT OF CHILDREN AND FAMILIES**

B. B.,

Petitioner,

CASE NO. 13-4940

v.

**DEPARTMENT OF CHILDREN AND
FAMILIES**

Respondent.

_____ /

ORDER

FILED
AUG 21 2014
DCF Department Clerk

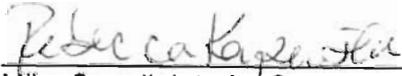
THIS CAUSE is before me following entry of a recommended order by the administrative law judge (ALJ) assigned by the Division of Administrative Hearings. The recommended order concludes the Department should reconsider petitioner's application to adopt her grandchild without reference to the allegation petitioner violated court orders by allowing the child's mother to have unsupervised visitation. The ALJ, however, also recognized the child's current custodians have applied to adopt him, and have an approved home study. The ALJ recommended the Department conduct another match-staffing to determine which placement is in the child's best interests. Neither party filed exceptions to the recommended order.

The recommended order is approved and adopted, except for that portion of recommended order paragraph 64, which concludes the Department should proceed with a "match staffing". Although I concur with the substance of the ALJ's recommendation, I believe the Adoption Review Committee process outlined in rule 65C-16.005, Florida Administrative Code, is the appropriate vehicle to determine

who among the competing prospective adoptive parents may best serve the child's best interests.

Accordingly, petitioner's application to adopt her grandchild is neither granted nor denied at this time. The Department and the community-based care agency shall convene the adoption review committee to make a new recommendation to the Department as to which prospective adoptive family is the better placement for the child in this proceeding. Thereafter, the Department will notify the prospective adoptive parents as to the disposition of their applications, again subject to review in an administrative proceeding.

DONE AND ORDERED at Tallahassee, Leon County, Florida, this 20th day of August, 2014.



Mike Carroll, Interim Secretary

Copies furnished:

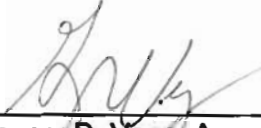
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Gainesville, FL 32601

B. B.
(address of record)

Claudia Llado, Clerk
Division of Administrative Hearings
Thee DeSoto Building
1230 Apalachee Pkwy
Tallahassee, FL 32399-3060

CERTIFICATE OF SERVICE

I HEREBY CERTIFY a copy of the foregoing order was provided to the above-named individuals at the listed addresses by electronic or U.S. Mail, this 21 day of August, 2014.



Gregory D. Venz, Agency Clerk
Department of Children and Families
1317 Winewood Blvd.
Building 2, Rm. 204
Tallahassee, FL 32399-0700
Ph: (850) 488-2381