

STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED  
AHCA  
AGENCY CLERK

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

2014 MAY 28 A 9:44

Petitioner,

v.

AHCA NO. 2013006706

HAPPINESS CARE CENTER II, INC.,

Respondent.

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**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. The Respondent requested a Formal Administrative Hearing. The matter was referred to the Division of Administrative Hearings and later relinquished back to the Agency. On February 27, 2014, the Respondent surrendered its license. The Agency filed a Motion to Dismiss Petition for Formal Hearing, which was granted on May 14, 2014. (Ex. 2)

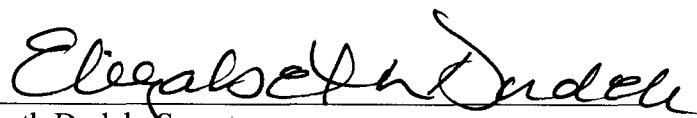
Based upon the foregoing, it is **ORDERED**:

1. The findings of fact and conclusions of law set forth in the Administrative Complaint are adopted and incorporated by reference into this Final Order.

2. An administrative fine of \$23,000.00 is imposed on the Respondent. If full payment has been made, the cancelled check acts as receipt of payment and no further payment is required. If full payment has not been made, payment is due within 30 days of the Final Order. 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, Mail Stop 14  
Tallahassee, Florida 32308

**ORDERED** at Tallahassee, Florida, on this 27 day of May, 2014.


  
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 28 day of May, 2014.

  
Richard Shoop, Agency Clerk  
Agency for Health Care Administration  
2727 Mahan Drive, 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)
Nelson E. Rodney Office of the General Counsel Agency for Health Care Administration (Electronic Mail)	Craig A. Brand, Esquire Brand Law Firm Grove Forest Plaza 2937 S.W. 27 <sup>th</sup> Avenue, Suite 101 Miami, Florida 33133 (U.S. Mail)