

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

LOU ARMENTROUT,  
  
Petitioner,

vs.

Case No. 14-2617

FLORIDA DEPARTMENT OF  
CORRECTIONS,

Respondent.  
  
\_\_\_\_\_ /

RECOMMENDED ORDER AFTER REMAND

This Recommended Order After Remand is entered in consideration of the parties' filing following the entry by the Florida Commission on Human Relations on July 9, 2015, of an Order entitled "Interlocutory Order Awarding Affirmative Relief from an Unlawful Employment Practice and Remanding Case to Administrative Law Judge to Determine Award of Costs to Petitioner" (Order of Remand).

STATEMENT OF THE ISSUE AFTER REMAND

Determination of the amount of costs owed to Petitioner as the prevailing party.

PRELIMINARY STATEMENT

Following a final hearing held January 16, 2015, in the above-styled case on Petitioner's Employment Complaint of Discrimination against Respondent, the undersigned entered a

Recommended Order on April 29, 2015, recommending that the Florida Commission on Human Relations (Commission) enter a final order finding that Respondent discriminated against Petitioner, and further recommending certain affirmative relief.

Thereafter, on July 9, 2015, the Commission entered the Order of Remand finding that Respondent had discriminated against Petitioner, ordering certain affirmative relief, and remanding this case back to the undersigned "for further proceedings to determine the amount of costs owed Petitioner, and the issuance of a Recommended Order as to that amount."

On July 13, 2015, the undersigned entered a Scheduling Order on Remand, following which the parties filed a Joint Stipulation of Costs on July 22, 2015, setting forth an agreed amount of costs owed to Petitioner in the total amount of \$1,216.16, itemized as follows: "\$956.62 transcripts/court reporter and \$260.00 process server and exhibit books."

#### FINDINGS OF FACT AFTER REMAND

The appropriate amount of costs recoverable by Petitioner has been stipulated by the parties and, therefore, in accordance with that stipulation, it is found that the proper amount of Petitioner's recoverable costs in the above-styled case is \$1,216.16.

CONCLUSIONS OF LAW

As the prevailing party, Petitioner may recover her costs incurred in this case. See § 760.11(7), Fla. Stat.; see also Order of Remand.

RECOMMENDATION AFTER REMAND

Based on the foregoing Findings of Fact and Conclusions of Law, and for the reasons stated above, it is

RECOMMENDED that the Florida Commission on Human Relations enter a final order after remand:

1. Incorporating paragraph numbers (1) through (5) of its Order of Remand previously entered in this case on July 9, 2015; and,

2. Awarding Petitioner \$1,216.16 in costs recoverable from Respondent as Petitioner's costs incurred in this case.

DONE AND ENTERED this 31st day of July, 2015, in Tallahassee, Leon County, Florida.



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JAMES H. PETERSON, III  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060  
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Filed with the Clerk of the  
Division of Administrative Hearings  
this 31st day of July, 2015.

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NOTICE OF RIGHT TO SUBMIT EXCEPTIONS

All parties have the right to submit written exceptions within 15 days from the date of this Recommended Order. Any exceptions to this Recommended Order should be filed with the agency that will issue the Final Order in this case.