

**STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS**

NESHA BUTTERFIELD,

Petitioner,

Final Order No. DMS – 16-0036

v.

CASE NO.: 15-5679

**DEPARTMENT OF MANAGEMENT
SERVICES, DIVISION OF STATE
GROUP INSURANCE,**

Respondent.

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FINAL ORDER

THIS MATTER has come before the undersigned for the purpose of issuing a Final Order, in accordance with Section 120.569(1), Florida Statutes. On February 22, 2016, Administrative Law Judge R. Bruce McKibben issued a Recommended Order recommending that the Department enter a final order denying Petitioner's claim for reimbursement of payments relating to her medical treatments by Dr. Gutovitz. Neither party has filed exceptions to the Recommended Order.

FINDINGS OF FACT

The Department of Management Services hereby adopts the Findings of Fact contained in the Recommended Order as its findings in this Final Order.

CONCLUSIONS OF LAW

The Department of Management Services hereby adopts the Conclusions of Law contained in the Recommended Order as its conclusions in this Final Order.


ORDERED AND ADJUDGED:

1. The Recommended Order issued in this case is adopted in its entirety and is incorporated herein by reference.

2. Based upon the Findings of Fact and Conclusions of Law contained in the Recommended Order and adopted by the Department of Management Services in this Final Order, the Petitioner's claim for reimbursement of payments relating to her medical treatments by Dr. Gutovitz is **DENIED**.

3. This final order shall become effective on the date of filing with the agency clerk of the Department of Management Services.

DONE and ORDERED on this 5th day of May, 2016.



Chad Poppell
Secretary
Department of Management Services
4050 Esplanade Way, Suite 285
Tallahassee, Florida 32399

Copies to:

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Jacksonville, Florida 32224

NOTICE OF RIGHT TO APPEAL

This order constitutes final agency action. Judicial review of this proceeding may be instituted by filing a notice of appeal with the filing fee prescribed by law in the District Court of Appeal, pursuant to Section 120.68, Florida Statutes, and a copy with the Agency Clerk of the Department of Management Services, 4050 Esplanade Way, Tallahassee, Florida 32399-3000. Such notice must be filed within thirty (30) calendar days of the date this order is filed in the official records of the Department of Management Services, as indicated in the Certificate of Clerk. Review proceedings shall be conducted in accordance with the Florida Rules of Appellate Procedure.

Certificate of Clerk:

Filed in the Office of the Agency
Clerk of the Department of Management
Services on this 6th day of
May, 2016.


Agency Clerk, Deputy