

**STATE OF FLORIDA  
DEPARTMENT OF MANAGEMENT SERVICES**

**QIU-XING JIANG,**

**Petitioner,**

Final Order No. DMS – 17-0007

**vs.**

**DOAH CASE NO. 16-2796**

**STATE OF FLORIDA,  
DEPARTMENT OF MANAGEMENT SERVICES,  
DIVISION OF RETIREMENT,**

**Respondent.**

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**FINAL ORDER**

This cause came before the Secretary for the purpose of the issuance of a final agency order. The Administrative Law Judge, Suzanne Van Wyk, assigned by the Division of Administrative Hearing (DOAH) in the above styled cause, entered a Recommended Order on December 6, 2016, attached hereto and incorporated herein as “Exhibit A.”

Pursuant to Uniform Rules, Section 28-106.217, Florida Administrative Code, exceptions may be filed within 15 days of the date of entry of the Recommended Order. The Petitioner and Respondent have not filed exceptions.

**APPEARANCE**

For Petitioner:        Qiu-Xing Jiang, Pro Se  
                                 Apartment 156  
                                 5333 Southwest 75<sup>th</sup> Street  
                                 Gainesville, Florida 32608

For Respondent:        Larry D. Scott, Esquire  
                                 Department of Management Services  
                                 Office of the General Counsel  
                                 4050 Esplanade Way, Suite 160  
                                 Tallahassee, Florida 32399-0950

ISSUE

Whether Petitioner is entitled to membership in the State University System Optional Retirement Program (SUSORP), rather than the Florida Retirement System (FRS).

FINDINGS OF FACT

The Department hereby adopts and incorporates by reference the Findings of Fact set forth in the Recommended Order.

CONCLUSIONS OF LAW


The Department hereby adopts and incorporates by reference the Conclusions of Law set forth in the Recommended Order.

Based upon the foregoing it is,

ORDERED and DIRECTED that pursuant to Section 121.35, Florida Statutes, the Petitioner, Qiu-Xing Jiang, is not entitled to membership in the State University System Optional Retirement Program (SUSORP).

DONE AND ORDERED this 9<sup>th</sup> day of March, 2017.

STATE OF FLORIDA  
DEPARTMENT OF MANAGEMENT SERVICES


  
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**CHAD POPPELL**  
Secretary  
Department of Management Services  
Suite 260  
4050 Esplanade Way  
Tallahassee, Florida 32399-0950  
(850) 487-1082

**NOTICE OF RIGHT TO APPEAL**

Unless expressly waived by a party such as in a stipulation or in other similar forms of settlement, any party substantially affected by this final order may seek judicial review by filing an original Notice of Appeal with the Agency Clerk of the Department of Management Services, and a copy, accompanied by filing fees prescribed by law, with the Clerk of the appropriate District Court of Appeal. The Notice of Appeal must be filed within thirty (30) days of rendition of this order, in accordance with Rule 9.110, Fla.R.App.P., and section 120.68, Florida Statutes.

Certificate of Clerk:

Filed in the office of the Clerk of the  
Department of Management Services  
On this 9<sup>th</sup> day of March,  
2017

  
\_\_\_\_\_  
Agency Clerk

Copies furnished to:

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