

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

DONNA KRYSA-MCVAY,

Final Order No. DMS – 18-0007

Petitioner,

v.

DOAH Case No. 16-3254

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 January 31, 2017, Administrative Law Judge June C. McKinney issued a Recommended Order recommending that the Department of Management Services, Division of State Group Insurance (Respondent), enter a final order denying Petitioner's Petition and finding that Petitioner is entitled to reimbursement for her husband Gary McVay's medical expenses in the amount of \$98.07. Neither party has filed exceptions to the Recommended Order.

**FINDINGS OF FACT**

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

**CONCLUSIONS OF LAW**

The Respondent 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 Respondent in this Final Order, Petitioner's requests for coverage of her husband Gary McVay's medical claims as the primary payer from May 1, 2015 to July 1, 2016, and to postpone changing coverage level to the Medicare tier until July 1, 2016, are **DENIED**. As stipulated by the parties, the Department of Management Services, Division of State Group Insurance shall reimburse Petitioner the sum of ninety-eight dollars and seven cents (\$98.07) for her husband's medical claims.

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

DONE and ORDERED on this 3 day of January, 2018.

  
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**ERIN ROCK**, Secretary  
Department of Management Services  
4050 Esplanade Way, Suite 285  
Tallahassee, Florida 32399

**Copies Furnished To:**

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**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, Florida Rules of Appellate Procedure, and Section 120.68, Florida Statutes.

Certificate of Clerk:

Filed in the Office of the Agency  
Clerk of the Department of Management  
Services on this 3rd day of

JANUARY, 2018.

Celina Southall  
Agency Clerk      Deputy Clerk