

DOCKETED
CMT 10/26/16
LEGAL



CHIEF FINANCIAL OFFICER
JEFF ATWATER
STATE OF FLORIDA

BENCOR, INC.,

Petitioner,

v.

DFS Case No.: 197525-16-FA

DOAH Case No.: 16-5777BID

DEPARTMENT OF FINANCIAL
SERVICES,

Respondent.

FINAL ORDER

The Division of Administrative Hearings (“DOAH”) has issued an Order Closing File and Relinquishing Jurisdiction of the above-styled cause. The Chief Financial Officer has considered the record in this matter and finds as follows:

FINDINGS OF FACT

1. On September 13, 2016, following a competitive procurement pursuant to section 287.057(1)(b), Florida Statutes (2016), the Department of Financial Services (“Department”) noticed its intent to award a contract to VALIC Financial Advisors, Inc. (“VALIC”), for the Social Security Alternative Retirement Income Security Program for Other Personnel Service Employees.

2. BENCOR, Inc. (“BENCOR”), a vendor that had submitted an unsuccessful response to the competitive procurement, timely noticed its intent to protest the Department’s decision to award the contract to VALIC.

3. On September 26, 2016, BENCOR timely filed its formal written petition pursuant to section 120.57(3), Florida Statutes, and on October 5, 2016, the Department referred the formal written protest to the DOAH.

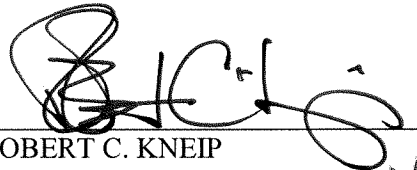
4. On October 20, 2016, BENCOR withdrew its petition, and the DOAH issued its Order Closing File and Relinquishing Jurisdiction.

CONCLUSION OF LAW

5. Petitioner BENCOR has withdrawn its Petition challenging the decision of the Department to award the contract to VALIC, and, it is, therefore,

ORDERED that the Petition filed by BENCOR in this cause is hereby DISMISSED WITH PREJUDICE.

DONE and ORDERED this 26th day of October, 2016.



ROBERT C. KNEIP
Chief of Staff

COPIES FURNISHED TO:

HERBERT T. WILKERSON, DIRECTOR
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NOTICE OF RIGHT TO APPEAL

A party adversely affected by this final order may seek judicial review as provided in section 120.68, Florida Statutes, and Florida Rule of Appellate Procedure 9.190. Judicial review is initiated by filing a notice of appeal with the Agency Clerk, and a copy of the notice of appeal, accompanied by the filing fee, with the appropriate district court of appeal. The notice of appeal

must conform to the requirements of Florida Rule of Appellate Procedure 9.110(d), and must be filed (i.e. received by the Agency Clerk) WITHIN THIRTY (30) DAYS of rendition of this final order.

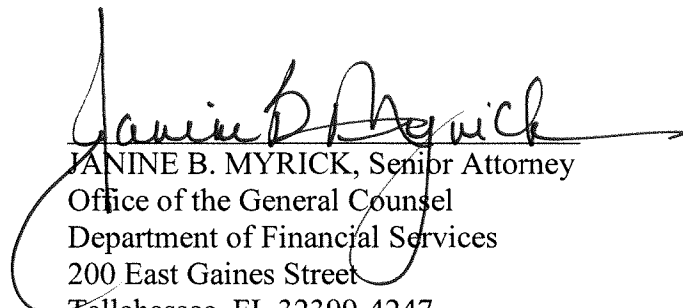
Filing with the Department's Agency Clerk may be accomplished via U.S. Mail, express overnight delivery, hand delivery, facsimile transmission, or electronic mail. The address for overnight delivery or hand delivery is Julie Jones, DFS Agency Clerk, Department of Financial Services, 612 Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0390. The facsimile number is (850) 488-0697. The email address is Julie.Jones@myfloridacfo.com.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail on this 26th day of October, 2016, to:

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