

STATE OF FLORIDA  
DEPARTMENT OF CHILDREN AND FAMILIES

DEPARTMENT OF CHILDREN AND  
FAMILIES,

Petitioner,

v.

CASE NO. 16-6033  
RENDITION NO. DCF-17-221-FO

LINCOLN MARTI COMMUNITY AGENCY  
INC., d/b/a LINCOLN MARTI,

**FILED**

OCT 10 2017

Respondent.


DCF Department Clerk

**FINAL ORDER**

THIS CAUSE is before me for entry of a final order concerning the Department's administrative complaint, dated September 8, 2016, imposing an administrative fine of \$400 for a Class I violation of Child Abuse and Neglect. The Recommended Order, dated April 4, 2017, concluded that the Department did not prove that the allegations in the administrative complaint by clear and convincing evidence, and therefore the Department should enter an order exonerating Respondent of the allegation of Child Abuse or Neglect. The Recommended Order did not address the administrative fine of \$400. Neither party filed exceptions to the Recommended Order.

Accordingly, the Recommended Order is approved and adopted and the administrative complaint, dated September 8, 2016, is REVERSED. The allegation of Child Abuse and Neglect and the administrative fine of \$400 is reversed.

**DONE AND ORDERED** at Tallahassee, Leon County, Florida, this 10<sup>th</sup> day of October, 2017.

  
\_\_\_\_\_  
Mike Carroll, Secretary

**NOTICE OF RIGHT TO APPEAL**

THIS ORDER CONSTITUTES FINAL AGENCY ACTION AND MAY BE APPEALED BY A PARTY PURSUANT TO SECTION 120.68, FLORIDA STATUTES, AND RULES 9.110 AND 9.190, FLORIDA RULES OF APPELLATE PROCEDURE. SUCH APPEAL IS INSTITUTED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF THE DEPARTMENT OF CHILDREN AND FAMILIES AT 1317 WINEWOOD BOULEVARD, BUILDING 2, ROOM 204, TALLAHASSEE, FLORIDA 32399-0700, AND A SECOND COPY ALONG WITH FILING FEE AS PRESCRIBED BY LAW, IN THE DISTRICT COURT OF APPEAL WHERE THE PARTY RESIDES OR IN THE FIRST DISTRICT COURT OF APPEAL. THE NOTICE OF APPEAL MUST BE FILED (RECEIVED) WITHIN 30 DAYS OF RENDITION OF THIS ORDER.<sup>1</sup>

Copies furnished to the following via U.S. Mail on date of Rendition of this Order.<sup>1</sup>

Karen Annunziato, Esquire  
Assistant General Counsel  
Department of Children and Families  
401 NW 2<sup>nd</sup> Ave., Suite N-1014  
Miami, FL 33128

Claudia Llado, Clerk  
Division of Administrative Hearings  
Thee DeSoto Building  
1230 Apalachee Pkwy  
Tallahassee, FL 32399-3060

Christopher Berga, Esquire  
Miguel J. Chamorro, Esquire  
Lydecker Diaz, LLC  
1221 Brickell Ave., 19<sup>th</sup> Floor  
Miami, FL 22131

*Lisa Eilertsen*

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

<sup>1</sup>The date of the "rendition" of this Order is the date that is stamped on its first page.