

**STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS**

FILED
AHCA
AGENCY CLERK

2017 AUG 14 P 2:17

MORSELIFE THERAPY CORP.,

Petitioner,

DOAH CASE NO.: 17-1912CON

AHCA CASE NO.: 2017002773

vs.

CON NO.: 10469

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondent.

and

HOSPICE OF PALM BEACH COUNTY, INC.,

Intervenor.

FINAL ORDER

THIS CAUSE came before the State of Florida, Agency for Health Care Administration (“the Agency”) concerning the denial of Certificate of Need (“CON”) Application No. 10469 filed by MorseLife Therapy Corp. (“MorseLife”) to establish a new hospice program.

1. On February 17, 2017, the Agency denied CON Application 1049 filed by MorseLife denying its application to establish a new hospice program.
2. On March 10, 2017, MorseLife filed a petition for formal hearing challenging the denial of its application. The cause was referred to the Division of Administrative Hearings.
3. Hospice of Palm Beach County, Inc. filed a Petition to Intervene, which was granted.
4. On April 19, 2017, the Administrative Law Judge entered Order Closing File after a scheduling conference. All parties had agreed that pending legislation could moot or materially alter the issues in this proceeding and that they thought it was best not to go to hearing in the near future. Because of this, all parties stipulated to closing this matter and relinquishing jurisdiction

to the Agency for consideration after the result of pending legislation is known.

5. On June 29, 2017, MorseLife filed a Notice of Voluntary Dismissal.

It is therefore **ORDERED**:

1. The denial of CON Application 10469 is UPHeld.

ORDERED in Tallahassee, Florida, on this 11th day of August, 2017.




Justin M. Senior, Secretary
Agency for Health Care Administration

NOTICE OF RIGHT TO JUDICIAL REVIEW

A party who is adversely affected by this Final Order is entitled to judicial review, which shall be instituted by filing the original Notice of Appeal with the Agency Clerk of AHCA, and a copy along with the filing fee prescribed by law with the District Court of Appeal in the appellate district where the Agency maintains its headquarters or where a party resides. Review of proceedings shall be conducted in accordance with the Florida appellate rules. The Notice of Appeal must be filed within 30 days of the rendition of the order to be reviewed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been furnished by the method designated to the persons named below on this 14th day of August, 2017.



Richard J. Shoop, Agency Clerk
Agency for Health Care Administration
2727 Mahan Drive, Mail Stop #3
Tallahassee, Florida 32308
(850) 412-3630

Copies Furnished To:

John D. C. Newton, II
Administrative Law Judge
Division of Administrative Hearings
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