

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

DIONE MILLAR, as parent and  
natural guardian of NATHAN  
XAVIER YOUNGERMAN, a minor,

Petitioner,

vs.

Case No. 17-4484N

FLORIDA BIRTH-RELATED  
NEUROLOGICAL INJURY COMPENSATION  
ASSOCIATION,

Respondent.

\_\_\_\_\_ /

FINAL ORDER APPROVING STIPULATION

This cause came on for consideration upon the Stipulation Pertaining to Lump Sum Payment for Bathroom and/or Handicap Modifications of Dwelling (Stipulation) filed with the Division of Administrative Hearings on June 21, 2018, by Petitioner, Dione Millar, and Respondent, Florida Birth-Related Neurological Injury Compensation Association.

Petitioner and Respondent have come to an agreement regarding a claim filed by Petitioner for bathroom and/or handicap modifications. They have agreed as follows:

Respondent agrees to pay Petitioner(s) \$30,000.00 as a one-time only, lump sum payment for any and all bathroom and/or handicap modifications forever required for any residence.

Petitioner(s) agree(s) and accept(s) this one-time payment as a full and final payment towards bathroom and/or handicap modifications to his/her/their current house located at 7808 Shadowood Drive, Unit #802, West Melbourne, FL 32904, and agrees that said payment precludes Petitioner's entitlement to any future payment from NICA for bathroom and/or handicap modifications for this house or any other house purchased, built or rented or lived in by Petitioner(s) in the future. Should Petitioner(s) elect to move or have any other modifications performed to his/her/their current home, or any other home purchased, built, rented or lived in by Petitioner(s), any future modifications will be solely at Petitioner's expense.

After due consideration of the interests of the parties, and being otherwise fully advised in the premises, it is

ORDERED:

1. Petitioner and Respondent's Stipulation is approved.
2. The parties shall abide by the terms of the Stipulation.

DONE AND ORDERED this 22nd day of June, 2018, in  
Tallahassee, Leon County, Florida.



---

TODD P. RESAVAGE  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060  
(850) 488-9675  
Fax Filing (850) 921-6847  
www.doah.state.fl.us

Filed with the Clerk of the  
Division of Administrative Hearings  
this 22nd day of June, 2018.

COPIES FURNISHED:  
(via certified mail)

Kenney Shipley, Executive Director  
Florida Birth Related Neurological  
Injury Compensation Association  
Suite 1  
2360 Christopher Place  
Tallahassee, Florida 32308  
(eServed)  
(Certified Mail Number 7018 0040 0000 9769 6403)

T'anjuiming Marx, Esquire  
Bounds Law Group  
1751 North Park Avenue  
Maitland, Florida 32751  
(eServed)  
(Certified Mail Number 7018 0040 0000 9769 6441)

Amie Rice, Investigation Manager  
Consumer Services Unit  
Department of Health  
4052 Bald Cypress Way, Bin C-75  
Tallahassee, Florida 32399-3275  
(Certified Mail Number 7018 0040 0000 9769 6458)

Justin Senior, Secretary  
Health Quality Assurance  
Agency for Health Care Administration  
2727 Mahan Drive, Mail Stop 1  
Tallahassee, Florida 32308  
(eServed)  
(Certified Mail Number 7018 0040 0000 9769 6465)

Dione Millar  
7808 Shadowood Drive, Unit #802  
West Melbourne, Florida 32904  
(Certified Mail Number 7018 0040 0000 9769 6472)

NOTICE OF RIGHT TO JUDICIAL REVIEW

Review of a final order of an administrative law judge shall be by appeal to the District Court of Appeal pursuant to section 766.311(1), Florida Statutes. Review proceedings are governed by the Florida Rules of Appellate Procedure. Such proceedings are commenced by filing the original notice of administrative appeal with the agency clerk of the Division of Administrative Hearings within 30 days of rendition of the order to be reviewed, and a copy, accompanied by filing fees prescribed by law, with the clerk of the appropriate District Court of Appeal. See § 766.311(1), Fla. Stat., and Fla. Birth-Related Neurological Injury Comp. Ass'n v. Carreras, 598 So. 2d 299 (Fla. 1st DCA 1992).