

FILED

JUL 20 2018

STATE OF FLORIDA
DEPARTMENT OF CHILDREN AND FAMILIES

DCF Department Clerk

MERIDIAN BEHAVIORAL HEALTHCARE,
INC.,

DCF-18-178-FO

Petitioner,

v.

Case No. 17-6900

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.

LIFESTREAM BEHAVIORAL CENTER, INC.,

Petitioner,

v.

Case No. 17-6901

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.

RIVERWOOD GROUP, LLC,

Petitioner,

v.

Case No. 17-6902

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.

OPERATION PAR, INC.,

Petitioner,

v.

Case No. 17-6903

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.

DACCO BEHAVIORAL HEALTH, INC.,

Petitioner,

v.

Case No. 17-6904

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.

_____ /

ASPIRE HEALTH PARTNERS, INC.,

Petitioner,

v.

Case No. 17-6905

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.

_____ /

CRC HEALTH TREATMENT CLINICS, LLC
(PASCO COUNTY, BROWARD COUNTY, FLAGLER
COUNTY, PALM BEACH COUNTY, VOLUSIA COUNTY,
HILLSBOROUGH COUNTY, INDIAN RIVER
COUNTY, ORANGE COUNTY, LAKE COUNTY,
MANATEE COUNTY, MARTIN COUNTY,
SEMINOLE COUNTY),

Case Nos. 17-6906

17-6907

17-6909

17-6911

17-6912

17-6914

17-6915

17-6916

17-6917

17-6919

17-6920

17-6922

Petitioners,

v.

DEPARTMENT OF CHILDREN AND FAMILIES and
COLONIAL MANAGEMENT, L.P.

Respondents.

_____ /

CRC HEALTH TREATMENT CLINICS, LLC
(CITRUS COUNTY, DESOTO COUNTY, MONROE
COUNTY)

Petitioners,
v.

Case Nos. 17-6908
17-6910
17-6921

DEPARTMENT OF CHILDREN AND FAMILIES and
PALM BEACH DRUG TESTING, LLC d/b/a
RELAX MENTAL HEALTH CARE,

Respondents.
_____ /

GOLDEN GLADES TREATMENT CENTER,

Petitioner,
v.

Case No. 17-6972

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.
_____ /

SYMETRIA, LLC (BROWARD COUNTY,
HILLSBOROUGH COUNTY, MANATEE
COUNTY, ORANGE COUNTY, PALM BEACH
COUNTY, PASCO COUNTY, SANTA ROSA
COUNTY, SEMINOLE COUNTY, VOLUSIA
COUNTY),

Petitioner,
v.

Case No. 18-0529
18-0530
18-0531
18-0532
18-0533
18-0534
18-0535
18-0536
18-0537

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.
_____ /

BAY COUNTY HEALTHCARE SERVICES, LLC,

Petitioner,

v.

Case No. 18-2067

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent,

and

LAKEVIEW CENTER, INC.,

Intervenor.

_____ /

CENTRAL FLORIDA SUBSTANCE ABUSE
TREATMENT CENTERS,

Petitioner,

v.

Case No. 18-2068

DEPARTMENT OF CHILDREN AND FAMILIES,

Respondent.

_____ /

FINAL ORDER RESCINDING AWARDS AND CLOSING FILES

THESE CONSOLIDATED CAUSES are before me for entry of a final order. All of the challenges in the above-styled cases are based upon approvals to apply for licensure issued by the Department pursuant to Emergency Rule 65DER17-2. A copy of each pertinent approval letter that the Department issued is attached to this order. In a final order dated May 15, 2018, an Administrative Law Judge at the Division of Administrative Hearings issued a final order invalidating that emergency rule. *See* DOAH Case No. 17-6655RU. As the Department cannot issue awards based upon invalidated rules, all of the approvals at issue are rescinded. There are no further issues between the parties. This matter is closed.

DONE AND ORDERED at Tallahassee, Leon County, Florida, this 20th day of

July, 2018.


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 1318 WINEWOOD BOULEVARD, BUILDING 2, ROOM 204, TALLAHASSEE, FLORIDA 32399-0700, AND A SECOND COPY ALONG WITH THE 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.¹

Copies furnished to the following via U.S. and electronic mail on date of Rendition of this Order.¹

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

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Agency Clerk



State of Florida
Department of Children and Families

Rick Scott
Governor

Mike Carroll
Secretary

November 16, 2017

Colonial Management Group, L.P.
2550 Maitland Center Parkway, Suite 250
Maitland, FL 32751

Dear Colonial Management Group, L.P.:

Thank you for your recent application in response to the emergency rule, 65DER 17-1, F.A.C. By authority of Chapter 397, Florida Statutes, you are hereby approved to apply for licensure of methadone medication-assisted treatment facilities in the following counties: Broward, Clay, Flagler, Hillsborough (2), Indian River, Lake, Manatee, Martin, Nassau, Orange, Palm Beach, Pasco, Putnam, Santa Rosa, Seminole, Sumter, Volusia, and Wakulla.

Please note that applicants for licensure must adhere to the requirements specified in: Chapter 65D-30, Florida Administrative Code and 42 Code of Federal Regulations. The Department's licensure application and information about the licensing process can be found at: <http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/docs/mh4024.pdf>.

If you choose to relinquish the opportunity to apply for licensure in a county/counties, please notify Corine Stancil, State Opioid Treatment Authority. If you have any questions, contact Corine Stancil at (850) 717 – 4427 or Corine.Stancil@myflfamilies.com.

Sincerely,

Ute Gazioch
Director of Substance Abuse and Mental Health

cc: Mylisa Lee, Northwest Region SAMH Director
Susan Sweeney, Northwest Region, System of Care Coordinator
Jayme Carter, Northeast Region SAMH Director
Kelly Manning, Northeast Region, Senior Licensure Specialist
Shivana Rameshwar, Central Region, SAMH Director
Mary Harmon, Central Region, Substance Abuse Licensure Specialist

1317 Winewood Boulevard, Tallahassee, Florida 32399-0700

April May, SunCoast Region, SAMH Director
Susan Nunnally, SunCoast Region, System of Care Coordinator
Suzette Fleischmann, Southeast Region, SAMH Director
Sarah Liccardi, Southeast Region, Substance Abuse Coordinator
Corine Stancil, State Opioid Treatment Authority
Teresa Berdoll, Licensure and Designations Manager



**State of Florida
Department of Children and Families**

Rick Scott
Governor

Mike Carroll
Secretary

November 16, 2017

Lakeview Center, Inc.
1221 West Lakeview Avenue
Pensacola, FL 32501

Dear Lakeview Center, Inc.:

Thank you for your recent application in response to the emergency rule, 65DER 17-1, F.A.C. By authority of Chapter 397, Florida Statutes, you are hereby approved to apply for licensure of methadone medication-assisted treatment facility in the following county: Walton.

Please note that applicants for licensure must adhere to the requirements specified in: Chapter 65D-30, Florida Administrative Code and 42 Code of Federal Regulations. The Department's licensure application and information about the licensing process can be found at: <http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/docs/mh4024.pdf>.

If you choose to relinquish the opportunity to apply for licensure in a county/counties, please notify Corine Stancil, State Opioid Treatment Authority. If you have any questions, please contact Corine Stancil at (850) 717 – 4427 or Corine.Stancil@myflfamilies.com.

Sincerely,

Ute Gazioch
Director of Substance Abuse and Mental Health

cc: Mylisa Lee, Northwest Region SAMH Director
Susan Sweeney, Northwest Region, System of Care Coordinator
Corine Stancil, State Opioid Treatment Authority
Teresa Berdoll, Licensure and Designations Manager

1317 Winewood Boulevard, Tallahassee, Florida 32399-0700

Mission: Work in Partnership with Local Communities to Protect the Vulnerable, Promote Strong and Economically Self-Sufficient Families, and Advance Personal and Family Recovery and Resiliency



State of Florida
Department of Children and Families

Rick Scott
Governor

Mike Carroll
Secretary

November 16, 2017

Psychological Addiction Services, LLC
3113 East Washington Avenue
Madison, WI 53704

Dear Psychological Addiction Services, LLC:

Thank you for your recent application in response to the emergency rule, 65DER 17-1, F.A.C. By authority of Chapter 397, Florida Statutes, you are hereby approved to apply for licensure of methadone medication-assisted treatment facilities in the following counties: Baker, Bradford, Calhoun, Dixie, Franklin, Gadsden, Gilchrist, Gulf, Hamilton, Holmes, Jackson, Jefferson, Lafayette, Levy, Liberty, Madison, Suwannee, Taylor, Union and Washington.

Please note that applicants for licensure must adhere to the requirements specified in: Chapter 65D-30, Florida Administrative Code and 42 Code of Federal Regulations. The Department's licensure application and information about the licensing process can be found at: <http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/docs/mh4024.pdf>.

If you choose to relinquish the opportunity to apply for licensure in a county/counties, please notify Corine Stancil, State Opioid Treatment Authority. If you have any questions, please contact Corine Stancil at (850) 717 – 4427 or Corine.Stancil@myflfamilies.com.

Sincerely,

Ute Gazioch
Director of Substance Abuse and Mental Health

cc: Mylisa Lee, Northwest Region SAMH Director
Susan Sweeney, Northwest Region, System of Care Coordinator
Jayme Carter, Northeast Region SAMH Director
Kelly Manning, Northeast Region, Senior Licensure Specialist
Corine Stancil, State Opioid Treatment Authority
Teresa Berdoll, Licensure and Designations Manager

1317 Winewood Boulevard, Tallahassee, Florida 32399-0700



State of Florida
Department of Children and Families

Rick Scott
Governor

Mike Carroll
Secretary

November 16, 2017

Palm Beach Drug Testing, LLC dba Relax Mental Health
2809 Poinsettia Avenue A-H
West Palm Beach, FL 33407

Dear Palm Beach Drug Testing, LLC:

Thank you for your recent application in response to the emergency rule, 65DER 17-1, F.A.C. By authority of Chapter 397, Florida Statutes, you are hereby approved to apply for licensure of methadone medication-assisted treatment facilities in the following counties: Citrus, DeSoto, Glades, Hardee, Hendry, Highlands, Monroe and Okeechobee.

Please note that applicants for licensure must adhere to the requirements specified in: Chapter 65D-30, Florida Administrative Code and 42 Code of Federal Regulations. The Department's licensure application and information about the licensing process can be found at: <http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/docs/mh4024.pdf>.

If you choose to relinquish the opportunity to apply for licensure in a county/counties, please notify Corine Stancil, State Opioid Treatment Authority. If you have any questions, please contact Corine Stancil at (850) 717 – 4427 or Corine.Stancil@myflfamilies.com.

Sincerely,

Ute Gazioch
Director of Substance Abuse and Mental Health

cc: Shivana Rameshwar, Central Region, SAMH Director
Mary Harmon, Central Region, Substance Abuse Licensure Specialist
April May, SunCoast Region, SAMH Director
Susan Nunnally, SunCoast Region, System of Care Coordinator
Suzette Fleischmann, Southeast Region, SAMH Director
Sarah Liccardi, Southeast Region, Substance Abuse Coordinator
Catherine Prendiville, Southern Region, SAMH Director

1317 Winewood Boulevard, Tallahassee, Florida 32399-0700

Mission: Work in Partnership with Local Communities to Protect the Vulnerable, Promote Strong and Economically Self-Sufficient Families, and Advance Personal and Family Recovery and Resiliency

Yamile Diaz, Southern Region, System of Care Coordinator
Corine Stancil, State Opioid Treatment Authority
Teresa Berdoll, Licensure and Designations Manager



State of Florida
Department of Children and Families

Rick Scott
Governor

Mike Carroll
Secretary

November 16, 2017

Symetria Recovery
Soft Landing Interventions, LLC
1601 Bond Street, Suite 201
Naperville, Illinois 60563-0113

Dear Symetria:

Thank you for your recent application in response to the emergency rule, 65DER 17-1, F.A.C. By authority of Chapter 397, Florida Statutes, you are hereby approved to apply for licensure of methadone medication-assisted treatment facilities in the following county: Okaloosa.

Please note that applicants for licensure must adhere to the requirements specified in: Chapter 65D-30, Florida Administrative Code and 42 Code of Federal Regulations. The Department's licensure application and information about the licensing process can be found at: <http://www.dcf.state.fl.us/programs/samh/SubstanceAbuse/docs/mh4024.pdf>.

If you choose to relinquish the opportunity to apply for licensure in a county/counties, please notify Corine Stancil, State Opioid Treatment Authority. If you have any questions, please contact Corine Stancil at (850) 717 – 4427 or Corine.Stancil@myflfamilies.com.

Sincerely,

Ute Gazioch
Director of Substance Abuse and Mental Health

cc: Mylisa Lee, Northwest Region SAMH Director
Susan Sweeney, Northwest Region, System of Care Coordinator
Corine Stancil, State Opioid Treatment Authority
Teresa Berdoll, Licensure and Designations Manager

1317 Winewood Boulevard, Tallahassee, Florida 32399-0700

Mission: Work in Partnership with Local Communities to Protect the Vulnerable, Promote Strong and Economically Self-Sufficient Families, and Advance Personal and Family Recovery and Resiliency

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

MERIDIAN BEHAVIORAL HEALTHCARE,
INC.,

Petitioner,

vs.

Case No. 17-6900

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

LIFESTREAM BEHAVIORAL CENTER,
INC.,

Petitioner,

vs.

Case No. 17-6901

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

RIVERWOOD GROUP, LLC,

Petitioner,

vs.

Case No. 17-6902

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

OPERATION PAR, INC.,

Petitioner,

vs.

Case No. 17-6903

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

DACCO BEHAVIORAL HEALTH, INC.,

Petitioner,

vs.

Case No. 17-6904

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

ASPIRE HEALTH PARTNERS, INC.,

Petitioner,

vs.

Case No. 17-6905

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

CRC HEALTH TREATMENT CLINICS,
LLC, (PASCO COUNTY, BROWARD
COUNTY, CITRUS COUNTY, FLAGLER
COUNTY, DESOTO COUNTY, PALM
BEACH COUNTY, VOLUSIA COUNTY,
HILLSBOROUGH COUNTY, INDIAN
RIVER COUNTY, ORANGE COUNTY,
LAKE COUNTY, MANATEE COUNTY,
MARTIN COUNTY, MONROE COUNTY,
SEMINOLE COUNTY),

Petitioners,

vs.

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

GOLDEN GLADES TREATMENT CENTER,

Petitioner,

vs.

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

SYMETRIA, LLC (BROWARD COUNTY,
HILLSBOROUGH COUNTY, MANATEE
COUNTY, ORANGE COUNTY, PALM
BEACH COUNTY, PASCO COUNTY,
SANTA ROSA COUNTY, SEMINOLE
COUNTY, VOLUSIA COUNTY),

Petitioners,

vs.

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent.

Case Nos. 17-6906
17-6907
17-6908
17-6909
17-6910
17-6911
17-6912
17-6914
17-6915
17-6916
17-6917
17-6919
17-6920
17-6921
17-6922

Case No. 17-6972

Case Nos. 18-0529
18-0530
18-0531
18-0532
18-0533
18-0534
18-0535
18-0536
18-0537

BAY COUNTY HEALTHCARE SERVICES,
LLC,

Petitioner,

vs.

Case No. 18-2067

DEPARTMENT OF CHILDREN AND
FAMILIES,

Respondent,

and

LAKEVIEW CENTER, INC.,

Intervenor.

ORDER CLOSING FILES AND RELINQUISHING JURISDICTION

This cause comes before the undersigned on a Joint Motion to Dismiss and Remand Cases to the Department of Children and Families. Each of the parties in these consolidated cases agrees with the motion.

One party, Bay County Healthcare Services, LLC, agrees with the Motion to Dismiss, but with the caveat that a pending motion to dismiss in the case be ruled upon first.

Based on the agreement by all parties to remand these cases back to the Department of Children and Families, there is no reason to rule on other pending motions in this matter.

Being fully advised, it is, therefore,

ORDERED that the files of the Division of Administrative Hearings are closed. Jurisdiction is relinquished to the Department of Children and Families.

DONE AND ORDERED this 25th day of June, 2018, in
Tallahassee, Leon County, Florida.



R. BRUCE MCKIBBEN
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
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Filed with the Clerk of the
Division of Administrative Hearings
this 25th day of June, 2018.

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