

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED
ALSA
AGENCY CLERK

2018 DEC -3 A 11:00

STATE OF FLORIDA,
AGENCY FOR HEALTH CARE
ADMINISTRATION,

Petitioner,

vs.

ABRAKIDABRA KIDS CLINIC, LLC,

DOAH Case No.: 18-2209MPI
MPI Case No.: 2017-0007775
Provider No.: 002184400
NPI No.: 1366699944

Respondent.

_____ /

TERMINATION FINAL ORDER

THIS CAUSE is before me for issuance of a Final Order.

1. In a letter dated December 19, 2017, ("Termination Letter" attached as Exhibit "1") Abrakidabra Kids Clinic, LLC (Respondent), was informed that the State of Florida, Agency for Health Care Administration (the "Agency") applied a sanction of termination with cause from participation in the Florida Medicaid program, in accordance with Sections 409.913, Florida Statutes (F.S.), and Rule 59G-9.070, Florida Administrative Code (F.A.C.). A termination pursuant to this rule is also called a "for cause" or "with cause" termination. The Respondent is prohibited from performing any action that results in a claim for payment to the Medicaid program as a result of furnishing, supervising a person who is furnishing, or causing a person to furnish goods or services.
2. On or about January 5, 2018, Respondent filed a petition for a formal administrative hearing alleging there were disputed material facts. (Petition attached as Exhibit "2")
3. On or about May 2, 2018, this case was referred to the Division of Administrative Hearings ("DOAH") for a formal hearing based on Respondent's Petition for Administrative Hearing. A final hearing was scheduled at DOAH for August 14, 2018.
4. On or about July 24, 2018, the Court issued an Order to Show Cause Why File Should Not Be Closed. (July 24, 2018, Order attached as Exhibit "3")

5. On or about August 3, 2018, the Court issued an Order Closing File and Relinquishing Jurisdiction to the Agency. (August 3, 2018, Order attached as Exhibit "4")
6. On or about August 16, 2018, Counsel for Petitioner filed a Motion to Dismiss Respondent's Petition with the Agency Clerk. (August 16, 2018, Motion to Dismiss attached as Exhibit "5")
7. On or about August 24, 2018, the Agency Clerk issued an order granting the Motion to Dismiss Respondent's Petition for Administrative Hearing with Prejudice and instructing the Agency to enter a Final Order dismissing Respondent's Petition for Administrative Hearing with Prejudice and upholding the December 19, 2017, Termination Letter as final. (August 24, 2018, Order attached as Exhibit "6")
8. The sanction as set forth in the December 19, 2017, Termination Letter (Exhibit "1") is final.

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Based on the foregoing, it is **ORDERED** and **ADJUDGED** that the Respondent is **TERMINATED** with cause in accordance with Section 409.913, Florida Statutes, and Rule 59G-9.070, Florida Administrative Code.

DONE and **ORDERED** on this the 30 day of November, 2018, in Tallahassee, Florida.



JUSTIN M. SENIOR, SECRETARY
Agency for Health Care Administration

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO A JUDICIAL REVIEW WHICH SHALL BE INSTITUTED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A SECOND COPY ALONG WITH FILING FEE AS 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 PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA APPELLATE RULES. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF RENDITION OF THE ORDER TO BE REVIEWED.

Copies furnished to:

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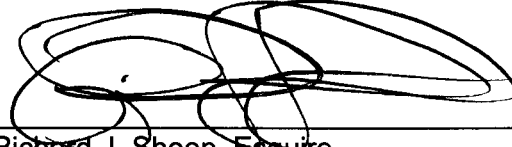
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to the above named addressees by U.S. Mail or other designated method on this the 3rd day of

December, 2018.



Richard J. Shoop, Esquire
Agency Clerk
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Agency for Health Care Administration
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