

**STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION**

ALEXANDER DEARMAS,

DOAH CASE NO. 19-2278  
AHCA NO. BGS\_AHCA\_20176217

Petitioner,

v.

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

Respondent.

**FINAL ORDER**

This case was referred to the Division of Administrative Hearings (DOAH) where the assigned Administrative Law Judge (ALJ), Darren A. Schwartz, issued a Recommended Order after conducting a formal hearing. At issue in this proceeding is whether Petitioner established, by a preponderance of the evidence, that at least three years have elapsed since he has been lawfully released from confinement, supervision, or nonmonetary conditions imposed by the court for the disqualifying felonies pursuant to section 435.07(a)(1)1., Florida Statutes. The Recommended Order dated September 5, 2019, is attached to this Final Order and incorporated herein by reference.

**RULING ON EXCEPTIONS**

The parties did not file any filed exceptions to the Recommended Order.

**FINDINGS OF FACT**

The Agency adopts the findings of fact set forth in the Recommended Order.


**CONCLUSIONS OF LAW**

The Agency adopts the conclusions of law set forth in the Recommended Order.

**IT IS THEREFORE ADJUDGED THAT:**

Petitioner's request for an exemption from disqualification from employment/Medicaid provider enrollment is hereby denied. The parties shall govern themselves accordingly.

**DONE and ORDERED** this 8 day of October, 2019, in Tallahassee, Florida.

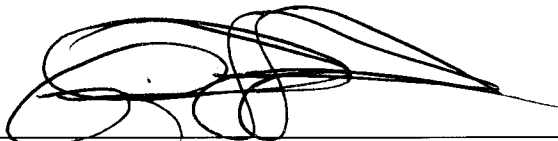
  
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MARY C. MAYHEW, SECRETARY  
AGENCY FOR HEALTH CARE ADMINISTRATION

**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 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 to the persons named below by the method indicated on this 8<sup>th</sup> day of November, 2019.



RICHARD L. SHOOP, Agency Clerk  
Agency for Health Care Administration  
2727 Mahan Drive, MS #3  
Tallahassee, Florida 32308  
(850) 412-3630

COPIES FURNISHED TO:

Honorable Darren A. Schwartz  
Administrative Law Judge  
Division of Administrative Hearing  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060  
(via efileing)

Alexander DeArmas  
8874 West 35<sup>th</sup> Lane  
Hialeah, Florida 33018  
(via U.S. mail)

Bradley Butler, Jr., Esquire  
Ryan McNeill, Esquire  
Assistant General Counsels  
(via electronic mail)

Samantha Heyn, Manager  
Background Screening Unit  
(via electronic mail)

Medicaid Program Management  
(via electronic mail)