

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

2019 DEC 20 A 10:47

KENDALL ALF I, LLC,

Petitioner,

vs.

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondent.

AHCA CASE NO.: 2019003661

DOAH Case No.: 19-5513

RENDITION NO.: AHCA-19-1011-S-OLC

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Petitioner,

AHCA CASE NO.: 2019003622

vs.

KENDALL ALF I, LLC,

Respondent.

FINAL ORDER

THIS CAUSE came on for consideration before the Agency for Health Care Administration (“the Agency”), which finds and concludes as follows:

1. The Agency issued Kendall ALF I, LLC (“Kendall”) the attached Notice of Intent to Deny Renewal Application (Ex. 1). The Agency was prepared to issue an administrative complaint based on deficiencies found on facility survey. The parties have since entered into the attached Settlement Agreement (Ex. 2), which is adopted and incorporated by reference.

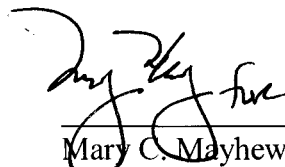
Based upon the foregoing, it is **ORDERED**:

2. The Settlement Agreement is adopted and incorporated by reference into this Final Order. The parties shall comply with the terms of the Settlement Agreement. The Agency shall conduct one additional survey visit. Kendall must not have any new deficiencies or uncorrected deficiencies. If Kendall is determined to have a deficiency free survey and conditioned upon full payment of the \$10,000.00 as set forth in Paragraph 4(a), the Notice of Intent will be withdrawn and the Agency will resume review of the renewal application. If the survey is not deficiency free, Kendall shall voluntarily surrender its license and the facility shall close as set forth in Paragraph 4(c)

3. Kendall ALF I, LLC shall pay the Agency \$10,000.00 in two equal sums of \$5,000.00, of which the first payment is due within thirty (30) days of the entry of this Final Order adopting this Agreement, and the second payment is due within sixty (60) days of the entry of this Final Order adopting this Agreement. Checks made payable to the "Agency for Health Care Administration" containing the AHCA ten-digit case number should be sent to:

Central Intake Unit
Agency for Health Care Administration
2727 Mahan Drive, Mail Stop 61
Tallahassee, Florida 32308

ORDERED in Tallahassee, Florida, on this 20 day of December 2019.



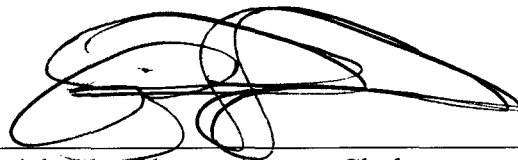
Mary C. Mayhew, Secretary
Agency for Health Care Administration

NOTICE OF RIGHT TO JUDICIAL REVIEW

A party that is adversely affected by this Final Order is entitled to seek 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 of 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.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Final Order was served on the below-named persons by the method designated on this 20th day of December 2019.



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

<p>Facilities Intake Unit Agency for Health Care Administration (Electronic Mail)</p>	<p>Teresita A. Vivó, Senior Attorney Office of the General Counsel Agency for Health Care Administration (Electronic Mail)</p>
<p>Central Intake Unit Agency for Health Care Administration (Electronic Mail)</p>	<p>Gonzalo N. Perez, Administrator Kendall ALF 1, LLC 9700 SW 106th Court Miami, Florida 33176 (U.S. Mail)</p>
<p>Christopher A. Parrella, J.D., CHC, CPC, CPCO For Kendall ALF 1, LLC The Health Law Office of Anthony C. Vitale, P.A. 2333 Brickell Avenue, Suite A-1 Miami, Florida 33129 (U.S. Mail)</p>	