

STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION

FILED  
AHCA  
AGENCY CLERK

2020 AUG 17 P 12:37

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

Petitioner,

v.

LIVEWELL OPERATIONS II, INC., d/b/a  
LIVEWELL AT COURTYARD PLAZA,

Respondent.

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AHCA No. (Moratorium) 2019015124

License No. 7169

File No. 11911412

Provider Type: Assisted Living Facility

**RENDITION NO.: AHCA-20-531-S-OLC**

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

Petitioner,

v.

LIVEWELL OPERATIONS II, INC., d/b/a  
LIVEWELL AT COURTYARD PLAZA,

Respondent.

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AHCA Nos. 2019015533

2019015532

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

Petitioner,

v.

LIVEWELL OPERATIONS II, INC., d/b/a  
LIVEWELL AT COURTYARD PLAZA,

Respondent.

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AHCA Nos. 2020000660

2020003692

2020006531

2020006649

2020011636

**FINAL ORDER**

Having reviewed the Administrative Complaint, and all other matters of record, the Agency for Health Care Administration finds and concludes as follows:

1. The Agency issued an Immediate Moratorium on Admissions to the Provider. Case No. 2019015124. The Agency issued a follow up Administrative Complaint to the provider. Case Nos. 2019015532 and 2019015533. (Ex. 1). The Agency had also conducted other surveys that gave rise to other agency actions. The parties have since entered into the attached Settlement Agreement, which is adopted and incorporated by reference into this Final Order. (Ex. 2)

2. The parties shall comply with the terms of the Settlement Agreement, taking note of the change of ownership requirement on the Provider.

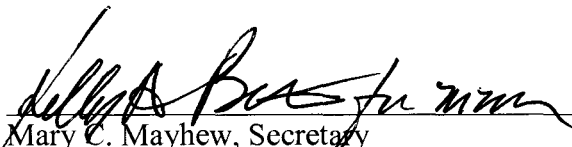
3. The Immediate Moratorium on Admissions is lifted effective the date of this Final Order.

4. The action seeking license revocation is withdrawn.

5. In accordance with the settlement agreement, the Provider shall pay the Agency \$44,000.00 before the first occurring of: issuance of change of ownership licensure to a third-party applicant or by December 31, 2020. If full payment has been made, the cancelled check acts as receipt of payment and no further payment is required. Overdue amounts are subject to statutory interest and may be referred to collections. A check made payable to the "Agency for Health Care Administration" and 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** at Tallahassee, Florida, on this 17<sup>th</sup> day of August, 2020.

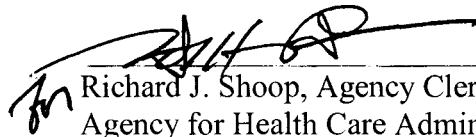
  
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Mary C. Mayhew, Secretary  
Agency for Health Care Administration

**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 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 **CERTIFY** that a true and correct copy of this Final Order was served on the below-named persons by the method designated on this 17<sup>th</sup> day of August, 2020.



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

Facilities Intake Unit Agency for Health Care Administration (Electronic Mail)	Central Intake Unit Agency for Health Care Administration (Electronic Mail)
Kimberly Smoak, Bureau Chief Bureau of Field Operations Agency for Health Care Administration (Electronic Mail)	Keisha Woods, Unit Manager Licensure Unit Agency for Health Care Administration (Electronic Mail)
Traci Gerrell, Operations Consultant II Division of Health Quality Assurance Agency for Health Care Administration (Electronic Mail)	Diana M. Giraldo, Senior Attorney Office of the General Counsel Agency for Health Care Administration (Electronic Mail)
Thomas M. Hoeler, Chief Facilities Counsel Office of the General Counsel Agency for Health Care Administration (Electronic Mail)	Peter A. Lewis, Esq. Counsel for Livewell Operations II, Inc. d/b/a Livewell at Courtyard Plaza The Law Offices of Peter A. Lewis, P.L. 3023 North Shannon Lakes Drive, Suite 101 Tallahassee, Florida 32309 Palewis@petelewislaw.com (Electronic Mail)