

STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION 2020 SEP 10 A 10: 07

WATERCREST, INC.,

Petitioner,

vs.

AHCA Case No.: NH17456  
Provider No: 021957600

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

Respondent.

**FINAL ORDER OF DISMISSAL**

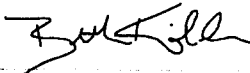
THIS CAUSE is before me for issuance of a Final Order of Dismissal. The case was based on an Agency Action Letter, dated December 26, 2019, that notified the provider of adjustments made to their facility's Medicaid reimbursement rates (Agency Action Letter attached as Exhibit "1"). On January 17, 2020, Petitioner filed a timely Petition for a Formal Administrative Hearing.

On February 6, 2020, the Petitioner requested that the Agency hold the petition in abeyance in order to afford the parties an opportunity to resolve the disputed balance. The case was kept in abeyance for 90 days while the parties attempted to resolve all outstanding issues. On June 23, 2020, the Agency filed the Petitioner's request for a formal administrative hearing with the Division of Administrative Hearings (attached as Exhibit "2").

On August 13, 2020, the Petitioner filed a Motion to Relinquish Jurisdiction and is no longer disputing the fine (attached as Exhibit "3"). On August 14, 2020 the Administrative Law Judge issued an Order relinquishing jurisdiction to the Agency and closing the file. (attached as Exhibit "4").

Based on the foregoing request from the Petitioner, the case is hereby DISMISSED.

DONE and ORDERED on this the 10 day of September 2020.

  
MARY C. MAYHEW, SECRETARY  
Agency for Health Care Administration

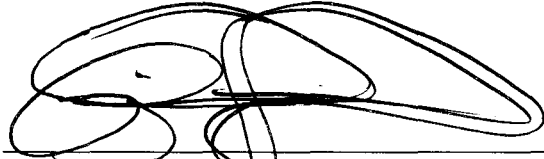
**A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO A JUDICIAL REVIEW WHICH SHALL BE INSTITUTED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A SECOND COPY ALONG WITH FILING FEE AS PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT 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:

<p>Nursing Home Administrator Watercrest, Inc. 16650 W. Dixie Hwy. North Miami Beach, FL 33160 (U.S. Mail)</p>	<p>Peter A. Lewis, Esq. Law Offices of Peter A. Lewis, P.L. 3023 N. Shannon Lakes Drive Suite 101 Tallahassee, Florida 32309 <a href="mailto:palewis@petelewislaw.com">palewis@petelewislaw.com</a> (Electronic Mail)</p>
<p>Michael Murphy Financial Administrator (Electronic Mail)</p>	<p>Division of Health Quality Assurance Bureau of Health Facility Regulation <a href="mailto:BHFR@ahca.myflorida.com">BHFR@ahca.myflorida.com</a> (Electronic Mail)</p>
<p>Stephanie Scanlon Chief Financial Officer (Electronic Mail)</p>	<p>Bureau of Financial Services (Electronic Mail)</p>
<p>Shena Grantham, Esquire MAL &amp; MPI Chief Counsel (Electronic Mail)</p>	<p>Richard J. Santurri, Esquire Assistant General Counsel (Electronic Mail)</p>
<p>William Roberts, Esquire Deputy General Counsel (Electronic Mail)</p>	

**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 10<sup>th</sup> day of September 2020.



Richard J. Shoop, Esquire  
Agency Clerk  
State of Florida  
Agency for Health Care Administration  
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Tallahassee, Florida 32308-5403  
(850) 412-3689/FAX (850) 921-0158