

2020 OCT 20 A 11: 20

STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION

AFILY8 GOVERNMENT SOLUTIONS,

Petitioner,

v.

DOAH CASE NO. 20-3572

AHCA No. 2019011262

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Respondent.

FINAL ORDER

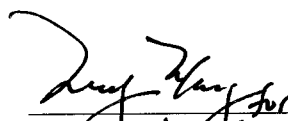
Having reviewed the Notice of Intent to Deem Initial Application Incomplete and Withdrawn From Further Consideration and all other matters of record, the Agency for Health Care Administration finds and concludes as follows:

1. The Agency issued the Petitioner the attached Notice of Intent to Deem Initial Application Incomplete and Withdrawn From Further Consideration ("Notice of Intent") (Ex. 1). Petitioner requested a formal administrative hearing, and the Division of Administrative Hearings relinquished jurisdiction to the Agency. Thereafter, Petitioner voluntarily withdrew its application for licensure. (Ex. 2)

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

2. This matter was relinquished by The Division of Administrative Hearings.
3. The Petitioner's application for licensure is WITHDRAWN.
4. The Notice of Intent is withdrawn.

ORDERED at Tallahassee, Florida, on this 20 day of October, 2020.


Secretary *Harris*

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 20th day of October, 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)	Warren J. Bird, Assistant General Counsel Office of the General Counsel Agency for Health Care Administration (Electronic Mail)
Jack Plagge, Manager Hospital and Outpatient Services Unit Agency for Health Care Administration (Electronic Mail)	Jean Frantz Guillaume Afil8 Government Solutions, LLC 5371 Northwest 32 nd Court Margate, Florida 33063 (U.S. Mail)



August 21, 2019

Jean Frantz Guillaume
Afily8 Government Solutions, LLC
5371 NW 32nd Ct
Margate, Florida 33063

RON DESANTIS
GOVERNOR

MARY C. MAYHEW
SECRETARY

Certified Article Number

9414 7266 9904 2148 0553 67

SENDER'S RECORD

CERTIFIED

File Number: 12667
Application Number: 57743
Provider Type: Health Care Clinic

RE: Complaint Number 2019011262

**Notice of Intent to Deem Application Incomplete
and Withdrawn from Further Consideration**

Afily8 Government Solutions, LLC's application for initial licensure has been deemed incomplete and therefore the Agency intends to withdraw it from further consideration. The Agency notified the applicant in writing of apparent errors or omissions and requested additional information. The requested information was not filed with the Agency within 21 days after the Agency's request or, if filed, did not satisfactorily address the errors and omissions. Thus, the application shall be deemed incomplete and withdrawn from further consideration in accordance with Section 408.806(3)(b), Florida Statutes (F.S.).

The specific basis to withdraw this application is:

- The applicant has not met the statutory and rule filing requirements for proof of financial ability to operate in accordance with s. 408.8065(1) and 408.810(8)-(9), F. S. and s. 59A-35.062 and 59A-33.002(2)(d), Florida Administrative Code (F.A.C.) as detailed on the attached memo.
- The applicant is not in compliance with health care clinic licensing requirements due to failure to appoint a qualified medical/clinic director in accordance with s. 400.9905(5), 400.991(3)-(5), 400.9935(1), 408.809(1)(e) and 435.06, F.S. and s. 59A-33.008(1) – (2), F.A.C.
- The applicant is not in compliance with background screening licensing requirements due to failure to maintain a roster of all individuals required to have current level 2 background screening in accordance with s. 435.12(2) and 408.809, F.S. and s. 59A-35.090, F.A.C.
- The mailing address of the licensee submitted with the application does not match that as filed with the Florida Department of State, Division of Corporations in accordance with s. 59A-35.060(4), F.A.C.
- The applicant did not provide the name, address and federal employer identification number or taxpayer identification number of each controlling interest of the licensee and management company in accordance with s. 408.806(1), F.S. This information must be the same as that registered with the Division of Corporations in accordance with section 59A-35.060(4), F.A.C. The information provided on the application for licensure must match that provided on the addendum, along with each individual's social security number, as required per section 59A-35.060(1), F.A.C.

EXPLANATION OF RIGHTS

Pursuant to Section 120.569, F.S., you have the right to request an administrative hearing. In order to obtain a formal proceeding before the Division of Administrative Hearings under Section 120.57(1), F.S.,

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your request for an administrative hearing must conform to the requirements in Section 28-106.201, Florida Administrative Code (F.A.C), and must state the material facts you dispute.

SEE ATTACHED ELECTION AND EXPLANATION OF RIGHTS FORMS.

If you need further assistance, please contact the General Counsel's Office at (850) 412-3630.

A handwritten signature in black ink, appearing to read "Jack Plagge".

Jack Plagge, Manager
Hospital and Outpatient Services Unit

cc: Legal Intake, Mail Stop 3

McCalister, Marvin

From: jfrantz wesendfast.com <jfrantz@wesendfast.com>
Sent: Friday, October 2, 2020 10:25 AM
To: Bird, Warren
Subject: [External] AHCA case number, 2019011262, DOAH case number 20-3572

Mr. Bird,
On behalf of Afily8 Government Solutions, LLC, we hereby withdraw our pending application.

Kindly,

Jean Frantz Guillaume, CEO/AGENT
Afily8 Government Solutions LLC
305.896.3236
afily8.com

AFILY8

Government Solutions

From: Bird, Warren <Warren.Bird@ahca.myflorida.com>
Sent: Friday, October 2, 2020 10:15 AM
To: jfrantz wesendfast.com <jfrantz@wesendfast.com>
Subject: RE: [External] Re: Notice - Petition will submit a Motion Request for Summary Judgment -Indicate your objection within 1 hour starting at 0900;

Mr. Guillaume,

I'll keep what you emailed, however as I asked in my earlier email, please send me just the simple statement that I put in my email. The reason is that when you write 14 pages, it implies that there are many conditions to the withdrawal of the application. For the withdrawal to be sufficient for settlement purposes, it is necessary that the statement be a clean and simple one, which states, as I requested:

Mr. Bird, on behalf of Afily8 Government Solutions, LLC, we hereby withdraw our pending application", and include the AHCA case number, 2019011262 and the DOAH case number 20-3572, in the subject line of the email.