

FILED

OCT 26 2020

Chief Financial Officer
Docketed by: *J. Johnson*



CHIEF FINANCIAL OFFICER
JIMMY PATRONIS
STATE OF FLORIDA

DEPARTMENT OF FINANCIAL
SERVICES, DIVISION OF WORKERS'
COMPENSATION,

Petitioner,

v.

Case No.: 18-320-D7-WC

JOSE ALFREDO SANCHEZ-VERGARA,

Respondent.

FINAL ORDER

THIS CAUSE came before me for final action on Jose Alfredo Sanchez-Vergara ("Employer") request for administrative review ("petition") challenging a Stop-Work Order and a 2nd Amended Order of Penalty Assessment.

FINDINGS OF FACT

1. On November 30, 2018, the Department of Financial Services, Division of Workers' Compensation ("Department"), served Employer a Stop-Work Order and Order of Penalty Assessment.
2. On December 11, 2018, the Department and Employer executed an Agreed Order of Conditional Release from Stop-Work Order ("Conditional Release") wherein Employer agreed to pay the Department the penalty assessed against Employer.
3. On December 11, 2018, Employer paid \$1,000 to the Department.

4. On January 29, 2019, the Department served Employer an Amended Order of Penalty Assessment. The Amended Order of Penalty Assessment assessed a penalty of \$43,953.44.

5. On March 11, 2019, the Department served Employer a 2nd Amended Order of Penalty Assessment. The 2nd Amended Order of Penalty Assessment assessed a penalty of \$43,953.44.

6. On April 1, 2019, the Department received Employer's petition.

7. On September 21, 2020, the Department served Employer a 3rd Amended Order of Penalty Assessment. The 3rd Amended Order of Penalty Assessment assessed a penalty of \$1,000.00.

8. On September 24, 2020, Employer withdrew the petition.

9. The factual allegations contained in the Stop-Work Order and 3rd Amended Order of Penalty Assessment are hereby adopted as the Department's findings of fact in this case.


CONCLUSIONS OF LAW

10. Based upon the findings of fact adopted herein, the Department concludes Employer violated the specific statutes and rules as alleged in the Stop-Work Order and 3rd Amended Order of Penalty Assessment. The assessed penalty has been paid in full.

Accordingly, Employer is released from the Stop-Work Order.

DONE and ORDERED this 26th day of October, 2020.




E. Tanner Holloman, Director
Division of Workers' Compensation

NOTICE OF RIGHT TO APPEAL

A party adversely affected by this final order may seek judicial review as provided in section 120.68, Florida Statutes, and Florida Rule of Appellate Procedure 9.190. Judicial review is initiated by filing a notice of appeal with the Agency Clerk, and a copy of the notice of appeal, accompanied by the filing fee, with the appropriate district court of appeal. The notice of appeal must conform to the requirements of Florida Rule of Appellate Procedure 9.110(d), and must be filed (i.e., received by the Agency Clerk) within thirty days of rendition of this final order.

Filing with the Department's Agency Clerk may be accomplished via U.S. Mail, express overnight delivery, hand delivery, facsimile transmission, or electronic mail. The address for overnight delivery or hand delivery is Julie Jones, DFS Agency Clerk, Department of Financial Services, 612 Larson Building, 200 East Gaines Street, Tallahassee, Florida 32399-0390. The facsimile number is (850) 488-0697. The email address is Julie.Jones@myfloridacfo.com.

COPIES FURNISHED TO:
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 **MAILED**
10.20.2020
J Johnson

Via Email