

STATE OF FLORIDA
DEPARTMENT OF ECONOMIC OPPORTUNITY

SUZANNE L. JACOBS,
Petitioner,

v.

CASE NO.: 20-4266
DEO Case No.: 20-078

FLORIDA DEPARTMENT OF ECONOMIC
OPPORTUNITY,

Respondent.

_____ /

FILED
2021 MAY 17 PM 4:30
DIVISION OF
ADMINISTRATIVE HEARINGS

FINAL ORDER

This matter came before the Department of Economic Opportunity (DEO) for entry of a final order upon the issuance of a Recommended Order by an Administrative Law Judge (ALJ) assigned by the Division of Administrative Hearings (DOAH).

BACKGROUND

On September 3, 2020, Petitioner, Suzanne L. Jacobs, filed a Petition for Relief (Petition) in which she contested a determination by DEO that her application for assistance from the Rebuild Florida Hurricane Irma Single-Family Repair and Replacement Program (HRRP) did not meet the eligibility requirements to receive funding. Specifically, DEO determined “there are no remaining unrepaired damages that are attributable to Hurricane Irma.” DEO referred the Petition to DOAH, requesting an administrative hearing be held. Prior to the scheduled April 15, 2021, hearing, DEO filed a Motion to Dismiss in which it stipulated that there are remaining damages to Petitioner’s house attributable to Hurricane Irma and Petitioner is entitled to proceed to the next step in the HRRP application review process.

On April 20, 2021, the ALJ issued a Recommended Order of Dismissal in this matter granting DEO's Motion to Dismiss and recommending that, based on DEO's stipulation of remaining damages attributable to Hurricane Irma, there no longer exists any disputed issues of material fact to be considered. The ALJ relinquished jurisdiction to DEO and recommended that DEO issue a final order dismissing the Petition.

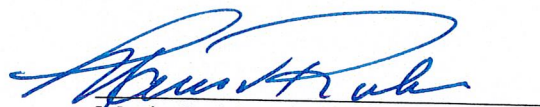
No exceptions were filed to the ALJ's Recommended Order of Dismissal.

ORDER

IT IS THEREFORE ORDERED as follows:

1. The Recommended Order of Dismissal is adopted and incorporated by reference.
2. DEO's determination denying Petitioner's application for assistance under HRRM is reversed.
3. Petitioner shall be allowed to proceed to the next step of the application review process.

DONE AND ORDERED in Tallahassee, Leon County, Florida on this 14th day of May, 2021.



Mario Rubio, Director
Division of Community Development
Florida Department of Economic Opportunity


NOTICE OF RIGHT TO JUDICIAL REVIEW

THIS FINAL ORDER CONSTITUTES FINAL AGENCY ACTION UNDER CHAPTER 120, FLORIDA STATUTES. A PARTY WHO IS ADVERSELY AFFECTED BY FINAL AGENCY ACTION IS ENTITLED TO JUDICIAL REVIEW IN ACCORDANCE WITH SECTION 120.68, FLORIDA STATUTES, AND FLORIDA RULES OF APPELLATE PROCEDURE 9.030(B)(1)(C) AND 9.110.

TO INITIATE JUDICIAL REVIEW OF THIS FINAL AGENCY ACTION, A NOTICE OF APPEAL MUST BE FILED WITH THE DEPARTMENT'S AGENCY CLERK, OFFICE OF THE GENERAL COUNSEL, CALDWELL BUILDING, 107 EAST MADISTON STREET, MSC 110, TALLAHASSEE, FLORIDA 32399-4128, AGENCY.CLERK@DEO.MYFLORIDA.COM, WITHIN THIRTY (30) CALENDAR DAYS AFTER THE DATE OF THE FINAL AGENCY ACTION. A DOCUMENT IS FILED WITH THE AGENCY CLERK WHEN IT IS RECEIVED BY THE AGENCY CLERK. THE NOTICE OF APPEAL MUST BE SUBSTANTIALLY IN THE FORM PRESCRIBED BY FLORIDA RULE OF APPELLATE PROCEDURE 9.900(A). A COPY OF THE NOTICE OF APPEAL MUST ALSO BE FILED WITH THE APPROPRIATE DISTRICT COURT OF APPEAL AND MUST BE ACCOMPANIED BY THE FILING FEE SPECIFIED IN SECTION 35.22, FLORIDA STATUTES.

NOTICE OF FILING AND SERVICE

I HEREBY CERTIFY that the above Final Order was filed with the undersigned Agency Clerk of the Department of Economic Opportunity and that true and correct copies were furnished to the persons listed below in the manner described, on this 14~~th~~ day of May, 2021.



Janay Lovett, Agency Clerk
Department of Economic Opportunity
107 East Madison Street
Tallahassee, Florida 32399-4128

By Certified U.S. Mail:

Suzanne Lynn Jacobs
1780 South Merrimac Drive
Merritt Island, Florida 32952

The Honorable Robert F. Telfer, III
Administrative Law Judge
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060
Filed via e-ALJ

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