

**STATE OF FLORIDA
AGENCY FOR HEALTH CARE ADMINISTRATION**

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Petitioner,

DOAH No. 21-0038

v.

AHCA Nos. 2020009252

LOVING ANGELS ASSISTED LIVING, INC.,

Respondent.

STATE OF FLORIDA, AGENCY FOR
HEALTH CARE ADMINISTRATION,

Petitioner,

Case No. 20-567PH

v.

AHCA No. 2020014968

LOVING ANGELS ASSISTED LIVING, INC.,

Respondent.

RENDITION NO.: AHCA- 21 - 344 -S-OLC

FINAL ORDER

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

1. The Agency issued the attached Administrative Complaints and Election of Rights forms to the Respondent. (Ex. 1) The Election of Rights form advised of the right to an administrative hearing. The parties have since entered into the attached settlement agreement (Ex. 2), which is adopted and incorporated by reference into this Final Order.

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

2. The findings of fact and conclusions of law set forth in the Administrative Complaint are adopted and incorporated by reference into this Final Order.

3. An administrative fine of (\$5,297.16) is imposed upon the Respondent. Pursuant to Section 429.24(3)(a), Florida Statutes, one-half of the administrative fine shall be remitted to the Resident or his or her estate, and the other half of the administrative fine shall be remitted to the Agency to be deposited in the Health Care Trust Fund, to be used for the purpose specified in Section 429.18, Florida Statutes.

4. Within 60 days of the service date of this Final Order, the Respondent shall remit directly to each Resident or the Resident's estate the amounts due as follows:

- A. Resident #1 - \$642.96
- B. Resident #2 - \$1,037.85
- C. Resident #3 - \$580.68
- D. Resident #4 - \$387.09

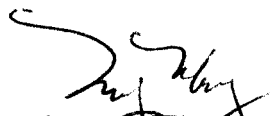
5. The Respondent shall provide the Agency a written confirmation and documentation of the resident refunds. The written confirmation and documentation shall be submitted to the Agency's counsel of record and Assisted Living Unit verifying the refund for each Resident. The Assisted Living Unit contact information is:

Assisted Living Unit
Agency for Health Care Administration
2727 Mahan Drive, Mail Stop 30
Tallahassee, Florida 32308
Facsimile: (850) 922-1984

6. In addition, within 60 days of the service date of the Final Order, the Respondent shall pay the Agency half of the administrative fine in the amount of (\$2,648.58). Unpaid amounts are subject to statutory interest and may be collected by all means allowed by law. A check made payable to the "Agency for Health Care Administration" containing the above-referenced case number(s) should be sent to:

Central Intake Unit
Agency for Health Care Administration
2727 Mahan Drive, Mail Stop 61
Tallahassee, Florida 32308

ORDERED in Tallahassee, Florida, on this 26 day of March, 2021.



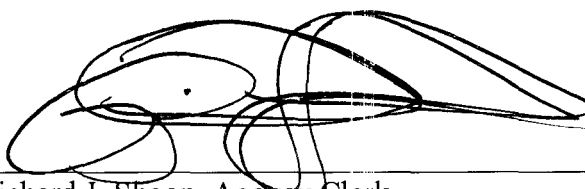
Molly McKinstry, Deputy Secretary
Agency for Health Care Administration

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 HEREBY CERTIFY that a true and correct copy of this Final Order was served on the below-named by the method designated on this 26th day of March, 2021.



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)	Keisha Woods, Unit Manager Assisted Living Unit Agency for Health Care Administration (Electronic Mail)
Central Intake Unit Agency for Health Care Administration (Electronic Mail)	Nicola L.C. Brown, Senior Attorney Office of the General Counsel Agency for Health Care Administration (Electronic Mail)
Warren J. Bird, Esquire Presiding Officer Agency for Health Care Administration (Electronic Mail)	Dwight O. Slater, Esquire Cohn Slater, P.A. 3689 Coolidge Court, Unit 3 Tallahassee, FL 32311 dwight@cohnslater.com (Electronic Mail)
Division of Administrative Hearings (Electronic Filing)	Giulio Pronesti, Administrator Loving Angels Assisted Living, LLC 9 Ramble Way Palm Coast, FL 32164 (U.S. Mail)