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STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION

STATE OF FLORIDA, AGENCY FOR  
HEALTH CARE ADMINISTRATION,

Petitioner,

vs.

MARCOS MOLINA d/b/a CARY'S  
ADULT CARE 2,

Respondent.

DOAH Case No: 21-0898MPI  
MPI CASE No.: 2020-0018147  
PROVIDER No. 018241900  
LICENSE No.: 10796  
NPI No.: N/A

**FINAL ORDER**

THIS CAUSE comes before the AGENCY FOR HEALTH CARE ADMINISTRATION ("Agency") concerning a Sanction Only Final Audit Report ("SOFAR") dated June 10, 2020. (Attached hereto as **Exhibit A.**)

1. The SOFAR informed Respondent, Marcos Molina d/b/a Cary's Adult Care 2 ("Provider") that as a result of a May 8, 2020, Final Order revoking the Provider's Assisted Living Facility license, the Agency was terminating the Provider's participations in the Florida Medicaid program, in accordance with the provisions of section 409.913(15)(a), Florida Statutes and Rule 59G-9.070(7)(a), *Florida Administrative Code*.

2. Thereafter, the Provider filed a Petition for Formal Administrative Hearing with respect to the SOFAR, which was forwarded by the Agency to the Division of Administrative Hearings ("DOAH"). (Petition attached hereto as **Exhibit B.**)

3. On March 26, 2021, the Respondent filed a Motion to Withdraw Petition for Administrative Proceeding asserting that Petitioner and Respondent had reached a resolution in the related licensing case. (Attached hereto as **Exhibit C.**)

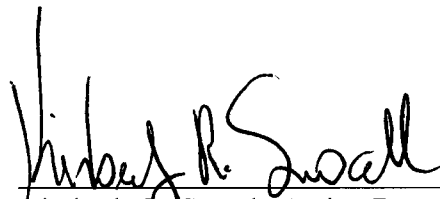
4. On March 29, 2021, DOAH entered an Order Closing File and Relinquishing Jurisdiction to the Agency. (Attached hereto as **Exhibit D.**)

IT IS THEREFORE **ORDERED** AND **ADJUDGED** THAT:

5. Provider's eligibility to participate in the Florida Medicaid Program is terminated.

6. The above-styled case is closed.

DONE and ORDERED on this 26<sup>th</sup> day of April 2021 in Tallahassee, Leon County, Florida.



\_\_\_\_\_  
Kimberly R. Smoak, Acting Deputy Secretary  
Division of Health Quality Assurance  
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:

Carys Adult Care 2 Corp d/b/a Carys Adult Care 2 15765 SW 76 <sup>th</sup> Terrace Miami, FL 33193 (U.S. Mail)	Rickey Strong, Esquire Jeffrey S. Howell, P.A. 2898-6 Mahan Drive <a href="mailto:rick@jsh-pa.com">rick@jsh-pa.com</a> (Electronic Mail)
Kelly Bennett, Chief MPI Division of Health Quality Assurance Medicaid Program Integrity <a href="mailto:Kelly.Bennett@ahca.myflorida.com">Kelly.Bennett@ahca.myflorida.com</a> (Electronic Mail)	Laura MacLafferty, Bureau Chief Division of Health Quality Assurance Bureau of Health Facility Regulation <a href="mailto:BHFR@ahca.myflorida.com">BHFR@ahca.myflorida.com</a> (Electronic Mail)
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Department of Health MQA_CSUInternal- Complaints_zzzzFeedback@doh.state.fl.us (Electronic Mail)	Richard Santurri, Esquire Assistant General Counsel <a href="mailto:Richard.Santurri@ahca.myflorida.com">Richard.Santurri@ahca.myflorida.com</a> (Electronic Mail)

**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 26<sup>th</sup> day of April, 2021.



Richard J. Shoop, Esquire  
Agency Clerk  
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Agency for Health Care Administration  
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