

FILED

JUL 29 2022

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.: 18-017-D2-WC
DOAH Case No. 22-000249

FRG CONTRACTORS CORP.,

Respondent.

FINAL ORDER

THIS CAUSE came before me for final action on FRG Contractors Corp.'s ("Respondent") request for administrative review ("petition") challenging a Stop-Work Order For Specific Worksite Only and Order of Penalty Assessment ("Stop-Work Order"), and an Amended Order of Penalty Assessment.

FINDINGS OF FACT

1. On February 1, 2018, the Department of Financial Services, Division of Workers' Compensation ("Department"), served Respondent the Stop-Work Order.
2. On February 6, 2018, the Department and Respondent executed an Agreed Order of Conditional Release from Stop-Work Order ("Conditional Release"), wherein Respondent agreed to pay the Department the penalty assessed against Respondent.
3. On March 12, 2018, the Department served Respondent an Amended Order of Penalty Assessment. The Amended Order of Penalty Assessment assessed a total penalty of \$78,583.36.

4. On March 30, 2018, the Department received Respondent's Petition.
5. On January 25, 2022, the Department referred the Petition to the Division of Administrative Hearings ("DOAH") for a formal hearing on Respondent's Petition.
6. On March 31, 2022, DOAH entered an order deeming matters admitted and relinquishing jurisdiction to the Department. A true and correct copy of the order is attached hereto as "Exhibit 1."
7. The factual allegations contained in the Stop-Work Order and the Amended Order of Penalty Assessment are hereby adopted as the Department's findings of fact in this case.


CONCLUSIONS OF LAW

8. Based upon the findings of fact adopted herein, the Department concludes Respondent violated the specific statutes and rules as alleged in the Stop-Work Order and the Amended Order of Penalty Assessment.

Accordingly, Respondent remains subject to the Conditional Release until the entire penalty of \$78,583.36 has been paid.

DONE and ORDERED this 29th day of July, 2022.




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 DFS Agency Clerk, Department of Financial Services, 612 Larson Building, 200 East Gaines Street, Tallahassee, Florida 2399-0390. The facsimile number is (850) 488-0697. The email address is DFSAgencyClerk@myfloridacfo.com.

COPY FURNISHED TO:

FRG CONTRACTORS CORP.
C/O ADRIAN SHAWN MIDDLETON, ESQUIRE
MIDDLETON & MIDDLETON, P.A.
1469 MARKET STREET
TALLAHASSEE, FLORIDA 32312

MAILED
Date: 07.29.2022
J. Johnson