

STATE OF FLORIDA  
COMMISSION ON HUMAN RELATIONS

RICARDO RIVERAORTIZ,

FCHR No. 2022-31148

Petitioner,

DOAH No. 22-1196

v.

FCHR Order No. 22-095

MIAMI INTERNATIONAL AIRPORT  
HOTEL,

Respondent.

**FINAL ORDER DISMISSING PETITION FOR RELIEF  
FROM A DISCRIMINATORY PUBLIC ACCOMMODATION PRACTICE**

Preliminary Matters

On September 24, 2021, Ricardo Riveraortiz, Petitioner, filed a public accommodation discrimination complaint pursuant to the Florida Civil Rights Act of 1992, Sections 760.08, Florida Statutes (2021), alleging that Miami International Airport Hotel, Respondent, committed unlawful discriminatory public accommodation practices against Petitioner on the basis of disability.

The allegations set forth in the complaint were investigated, and, on March 30, 2022, the Executive Director issued a determination finding that there was no reasonable cause to find that a discriminatory public accommodation practice had occurred.

On April 11, 2022, Petitioner filed a Petition for Relief from a Discriminatory Public Accommodation Practice, and on April 15, 2022, the case was transmitted to the Division of Administrative Hearings for the conduct of an evidentiary hearing.

On June 30, 2022, Respondent filed "Respondent's Motion for Summary Disposition/Summary Judgment and Memorandum of Law" (hereinafter referred to as "Respondent's Motion").

On July 1, 2022, Administrative Law Judge Robert L. Kilbride issued an "Ominbus Order" that, in relevant part, ordered Petitioner to respond to Respondent's Motion by July 6, 2022.

On July 5, 2022, Petitioner filed "Petitioner's Opposition to Respondent's Motion for Summary Disposition/Summary Judgment and Memorandum of Law."

On July 6, 2022, Judge Kilbride issued a Recommended Order of Dismissal that granted Respondent's Motion.

The Commission panel designated below has considered the record of this matter and determined the action to be taken on the Recommended Order of Dismissal.

Findings of Fact

We adopt the Administrative Law Judge's findings of fact regarding Petitioner's complaint and petition.

Conclusions of Law

We find the Administrative Law Judge's application of the law to the facts to result in a correct disposition of the matter.

Accordingly, we adopt the Administrative Law Judge's conclusions of law.

Exceptions

Neither party filed exceptions to the Administrative Law Judge's Recommended Order of Dismissal.

Dismissal

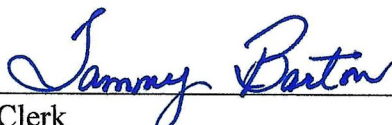
The Petition for Relief and Public Accommodation Discrimination Complaint are DISMISSED with prejudice.

The parties have the right to seek judicial review of this Order. The Commission and the appropriate District Court of Appeal must receive notice of appeal within 30 days of the date this Order is filed with the Clerk of the Commission. Explanation of the right to appeal is found in Section 120.68, Florida Statutes, and in the Florida Rules of Appellate Procedure 9.110.

DONE AND ORDERED this 28 day of Sept., 2022.  
FOR THE FLORIDA COMMISSION ON HUMAN RELATIONS:

Commissioner Darrick McGhee, Panel Chairperson;  
Commissioner Libby Farmer; and  
Commissioner Jay Pichard

Filed this 28 day of Sept., 2022, in Tallahassee, Florida.

  
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Clerk  
Commission on Human Relations  
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Robert L. Kilbride, Administrative Law Judge, DOAH

John Scotese, Legal Advisor for Commission Panel

I HEREBY CERTIFY that a copy of the foregoing has been mailed to the above listed addressees this 28 day of Sept., 2022.

By: Jammy Barton  
Clerk of the Commission  
Florida Commission on Human Relations