AGENCY FOR WORKFORCE INNOVATION TALLAHASSEE, FLORIDA

PETITIONER:

Employer Account No. - 2699500 MJ HEALTH CENERS LLC MICHAEL CAMERO 2159 CORAL WAY STE B CORAL GABLES FL 33145-2627

> PROTEST OF LIABILITY DOCKET NO. 2010-30597L

RESPONDENT: State of Florida AGENCY FOR WORKFORCE INNOVATION c/o Department of Revenue

<u>ORDER</u>

This matter comes before me for final Agency Order.

An *Order to Show Cause* mailed to the Petitioner on March 11, 2010, provided fifteen (15) calendar days for the Petitioner to explain why its protest filed September 8, 2009, should be considered a timely appeal to the determination dated April 19, 2007. Since no evidence of timely filing was received, the Petitioner's protest is dismissed pursuant to Rule 60BB-2.035(5), Florida Administrative Code.

In consideration thereof, it is ORDERED that the Petitioner's protest of the determination dated April 19, 2007, is dismissed due to lack of jurisdiction.

DONE and ORDERED at Tallahassee, Florida, this _____ day of April, 2010.



TOM CLENDENNING Director, Unemployment Compensation Services AGENCY FOR WORKFORCE INNOVATION

AGENCY FOR WORKFORCE INNOVATION Unemployment Compensation Appeals MSC 345 CALDWELL BUILDING 107 EAST MADISON STREET TALLAHASSEE, FL 32399-4143

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RESPONDENT: State of Florida AGENCY FOR WORKFORCE INNOVATION c/o Department of Revenue

ORDER TO SHOW CAUSE

The Petitioner is directed to show cause why the Director should not dismiss the petition for lack of jurisdiction pursuant to Section 443.141(2)(c), Florida Statutes, and Rules 60BB-2.035(5) and 60BB-2.022(5), Florida Administrative Code.

The Petitioner is directed to file a written statement within fifteen (15) calendar days of the mailing date of this Order, explaining why the protest should not be dismissed for lack of jurisdiction. The statement should specifically address whether the protest was filed within the time allowed by law.

The following documents are attached for consideration by the Petitioner:

- 1. Letter of determination dated April 19, 2007, and
- 2. Letter of protest dated/postmarked September 8, 2009.

Done and ordered on March 11, 2010 at TALLAHASSEE, FL.

This is to certify that this *Order to Show Cause* was sent to the last known address of each interested party on or before March 11, 2010.

DAWN SPATH, Special Deputy Clerk

DOROTHY JOHNSON, Unemployment Compensation Appeals

FAX: (850) 921-3594

Copies mailed to: Petitioner Respondent: DOR Protest Coordinator Wage Determination Unit Joined Party: RAMON HERNANDEZ 11371 SW 7 TERRACE MIAMI FL 33174-1174

DEPARTMENT OF REVENUE ATTN: DENNIS FINKEY - BUILDING G 5050 WEST TENNESSEE STREET TALLAHASSEE FL 32399-0100

DEPARTMENT OF REVENUE ATTN: CARNELLE PREVAL 8175 NW 12TH STREET SUITE 418 MIAMI FL 33126

DEPARTMENT OF REVENUE ATTN: LARRY MASSA 8175 NW 12TH STREET SUITE 418 MIAMI FL 33126