

**AGENCY FOR WORKFORCE INNOVATION  
TALLAHASSEE, FLORIDA**

**PETITIONER:**

Employer Account No. - 2567294  
WELLBILT INTERNATIONAL CORPORATION  
ALINA VAN KATWYK  
8600 NW SOUTH RIVER DR STE 207  
MIAMI FL 33166

**PROTEST OF LIABILITY  
DOCKET NO. 2010-31392L**

**RESPONDENT:**

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

**ORDER**

This matter comes before me for final Agency Order.

An *Order to Show Cause* mailed to the Petitioner on March 12, 2010, provided fifteen (15) calendar days for the Petitioner to explain why its protest filed November 30, 2009, should be considered a timely appeal to the determination dated August 14, 2009. The Petitioner submitted a written response to the *Order to Show Cause* on April 1, 2010. Rule 60BB-2.035(5) of the Florida Administrative Code requires that a protest be dismissed if the Petitioner does not provide written evidence that the protest is timely within 15 days of the issuance of the *Order to Show Cause*. Since the Petitioner's response was received more than 15 days after the mailing of the *Order to Show Cause*, 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 August 14, 2009, is dismissed due to a lack of jurisdiction.

DONE and ORDERED at Tallahassee, Florida, this \_\_\_\_ day of **April, 2010**.



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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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**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.

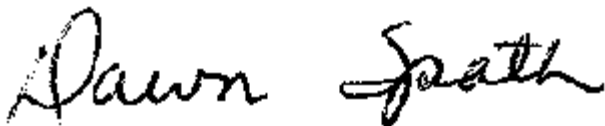
The following documents are attached for consideration by the Petitioner:

1. Letter of determination dated August 14, 2009, and
2. Letter of protest dated/postmarked November 30, 2009.

Done and ordered on March 12, 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 12, 2010.

DOROTHY JOHNSON,  
 Unemployment Compensation Appeals



DAWN SPATH, Special Deputy Clerk

FAX: (850) 921-3594

Copies mailed to:

Petitioner

Respondent: DOR Protest Coordinator  
Wage Determination Unit

Joined Party:

JULIA I CARRALERO  
30527 ANNADALE DR  
WESLEY CHAPEL FL 33545

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

DOR BLOCKED CLAIMS UNIT  
ATTENTION MYRA TAYLOR  
P O BOX 6417  
TALLAHASSEE FL 32314-6417