

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by Bogen Law Group, P.A., and Mark Bogen on June 2, 2011. The following is a summary of the agency’s disposition of the petition:

The agency has determined that Section 626.9541(1)(h), Florida Statutes when read in pari materia with Sections 626.753 and 626.112(8), Florida Statutes, does not prohibit Bogen from receiving the proposed referral fee, and would not prohibit Michelson from paying the referral fee, provided the payment is not intended as an inducement and is not contingent upon the purchase of an insurance policy. Because the Petition does not indicate how the “legal plan” referenced in Paragraph 5 (e) of the Petition is exempt from regulation pursuant to Section 642.017(1), Florida Statutes, as asserted, and because the “specified legal services” offered thereunder are not sufficiently described as to nature, content, terms, or conditions, no opinion can be offered as to the propriety of that plan or the methods through which it may be offered to customers of the Agent, or to others. The declaratory statement does not and cannot state whether the proposed contractual agreement is permitted by the Rules Regulating the Florida Bar.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Michael Davidson, Assistant General Counsel, Department of Financial Services, Division of Legal Services, 200 East Gaines Street, Tallahassee, Florida 32399-0333.

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed on or about November 3, 2011, from Assistant Fire Chief Darren White on behalf of Fort Myers Beach Fire Control District. This case has been assigned #121574-11-FM. The Petitioner seeks a declaratory statement concerning the application of National Fire Protection Association Standards 101-29.3.2 and 101-29.3.2.2.2 (2006 edition), to a gift or retail shop in excess of 400 square feet, which adjoins a principle means of egress in an existing hotel.

A copy of the Petition may be obtained by contacting: Tina White, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4132, Fax: (850)488-0697, e-mail: Tina.White@myfloridacfo.com.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

Notice of Bid

The University of Florida, Purchasing Services will receive sealed bids for the following: ITB12MB-130, Repaving – Parking Areas and Access Road – WO#1382602, estimated budget \$200,000.00-\$500,000.00, to be opened December 14, 2011 at 10:00 a.m., 101 Elmore Hall, Radio Road, Gainesville, FL.

Scope of work: The work includes milling of existing asphalt and resurfacing of existing paved areas in the three (3) separate parking lots or driveway areas located throughout the UF Campus. See bid documents at website below.