Sealed bids are due in Danis' Deerwood Park Boulevard Office no later than 2:00 p.m., May 16, 2008. Each bid must be accompanied by a bid bond on the form enclosed in the prequalification package, certified check or cashiers check in an amount no less than 5% (five percent) of the total amount of the base bid as guarantee that the bidder will, if awarded the contract, enter into a written contract in the form provided in the prequalification package. Bidders shall provide Payment and Performance Bonds for all contracts in excess of \$75,000 on the forms enclosed in the prequalification package to Danis Construction in the full amount of the contract price within seven (7) days after acceptance.

A pre-bid meeting will be held on the Project Site. Date and exact location to be determined.

Participation by M/WBE subcontractors, suppliers, vendors and manufacturers is encouraged.

General Requirements:

Danis provides a safe and drug free work place and will require that all subcontractors follow these practices. For all work performed, subcontractors will be required to sign the Danis Standard Subcontract Agreement which can be viewed on our website www.danisconstruction.com.

Danis requires the following insurance coverage from all subcontractors.

Commercial Liability: \$1,000,000 Automobile Liability: \$1,000,000 Excess Liability: \$2,000,000 Worker Compensation: \$1,000,000

All quotes that exceed \$75,000 will require a bond. Please indicate the rate on your quote.

### EARLY LEARNING COALITION OF PUTNAM AND ST. JOHNS COUNTIES

Request for Qualifications for External Auditing Request for Qualifications #2008-01 for external auditing. The Early Learning Coalition of Putnam and St. Johns Counties, Inc. is requesting qualifications for external auditing. The potential auditing firm will be responsible for providing a high level of service for a reasonable cost to the Coalition. The intent of the RFQ is to select an independent auditing firm, preferably with at least two years of Florida Early Learning Coalition auditing experience, to provide basic auditing services for the Coalition's total annual budget of approximately \$13 million. The Request for Qualifications released May 5, 2008 may be obtained at www.sunkidz.net, requested by e-mail: jenawaters@bellsouth.net or requested by phone (386)328-8225. The deadline for receipt of written questions is June 6, 2008. The deadline for receipt of proposals (no exceptions) is July 2, 2008 by 4:00 p.m. (Eastern Standard

Time). Official notice of award will be mailed to all proposers. For more information contact Jena Waters, (386)328-8225, ext. 205.

# Section XII Miscellaneous

### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTION 163.31777(2), FLORIDA STATUTES - DCA DOCKET NO. 13-16

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") executed between the Miami-Dade County School Board and the City of Miami Beach, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the City of Miami Beach Planning Department, 1700 Convention Center Drive, Second Floor, Miami Beach, Florida 33139.

as defined in affected person, 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Miami-Dade County School Board, Miami Beach. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief Office of Comprehensive Planning 2555 Shumard Oak Boulevard Tallahassee, Florida 32399-2100

# NOTICE OF INTENT TO FIND PUBLIC SCHOOLS INTERLOCAL AGREEMENT CONSISTENT WITH SECTION 163.31777(2), FLORIDA STATUTES – DCA DOCKET NO. 31-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement ("Agreement") executed between the Indian River County School Board and each of the following local governments: Indian River County, Fellsmere, Indian River Shores, Sebastian, Vero Beach, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Indian River County, Community Development Department, 1801 27th Street, Vero Beach, Florida 32960.

Any affected person, as defined in 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Indian River County School Board, Indian River County, Fellsmere, Indian River Shores, Sebastian, Vero Beach. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief Office of Comprehensive Planning 2555 Shumard Oak Boulevard Tallahassee, Florida 32399-2100

NOTICE IS HEREBY GIVEN THAT the Building Officials Association of Florida has issued a binding interpretation pursuant to Section 553.775, Florida Statutes, filed by Dwight Holmes (party requesting the interpretation) on March 21, 2008 (BOAF's date). The following is a summary of the interpretation:

The requirements of Section 1025 of the 2004 Florida Building Code, Building do not prohibit the installation of side hinged, in-swinging casement windows installed to meet the emergency escape and rescue window requirements in a classroom since these windows are not doors. The code does not specify the direction of swing for side swinging windows.

A copy of the Interpretation may be obtained at http://www.floridabuilding.org/bi/bi default.aspx.

DCA Final Order No.: DCA08-OR-109
In re: MONROE COUNTY AND
DEVELOPMENT REGULATIONS
ADOPTED BY MONROE COUNTY
ORDINANCE NO. 001-2008

#### FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, and Section 380.0552(9),

Florida Statutes (2007), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

#### FINDINGS OF FACT

- The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.
- On February 13, 2008 the Department received for review Monroe County Ordinance No. 001-2008 ("Ord. 001-2008"), adopted by Monroe County on January 16, 2008
- 3. The purpose of the Ordinance is to adopt amendments to the text of the Monroe County Code to allow for the conversion of existing recreational vehicle (RV) spaces into permanent structures for seasonal use by the owner subject to the conditions identified in a Development Agreement entered into with Monroe County, and subject to compliance with the Monroe County Comprehensive Plan and Land Development Regulations.

#### CONCLUSIONS OF LAW

- The Department is required to approve or reject land development regulations that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. Section 380.05(6), Florida Statutes, and Section 380.0552(9), Florida Statutes (2007).
- 5. Monroe County is a local government within the Florida Keys Area of Critical State Concern. Section 380.0552, Florida Statutes (2007) and Rule 28-29.002 (superseding Chapter 27F-8), Florida Administrative Code.
- 6. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes (2007). The regulations adopted by Ord. 001-2008 are land development regulations.
- 7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in Section 380.0552(7), Florida Statutes, See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
- 8. Ord. 001-2008 allows for the conversion of a RV space to a seasonal residential unit by the owner pursuant to a Development Agreement and compliance with the Monroe County Comprehensive Plan and Land Development Regulations, and is consistent with the following Principles:

- (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
- (b) To protect shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife, and their habitat.
- (d) To ensure the maximum well-being of the Florida Keys and its citizens through sound economic development.
- (e) To limit the adverse impacts of development on the quality of water throughout the Florida Keys.
- (l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.
- 9. Ord. 001-2008 is consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern as a whole.

WHEREFORE, IT IS ORDERED that Ordinance No. 001-2008 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

CHARLES GAUTHIER, AICP

Director, Division of Community Planning Department of Community Affairs 2555 Shumard Oak Boulevard Tallahassee, Florida 32399-2100

#### NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY **FOR** AN **ADMINISTRATIVE** PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN **ADMINISTRATIVE** PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE

REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING Α FORMAL **ADMINISTRATIVE HEARING BEFORE** ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, **PURSUANT** SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA **ADMINISTRATIVE** CODE. AT Α **FORMAL** MAY **ADMINISTRATIVE** HEARING, YOU BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST AGENCY CLERK OF FILE WITH THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION **ADMINISTRATIVE** PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF COUNSEL, 2555 GENERAL SHUMARD BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING SUBSECTION REQUIREMENTS IN 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), **FLORIDA** ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

#### CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 15th day of April, 2008.

Paula Ford, Agency Clerk

By U.S. Mail:

Honorable Charles "Sonny" McCoy Mayor of Monroe County Florida Keys Marathon Airport 9400 Overseas Highway, Suite 210 Key West, Florida 33050

Danny L. Kolhage Clerk to the Board of County Commissioners 500 Whitehead Street Key West, Florida 33040

Andrew Trivette
Director
Planning and Environmental Resources
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

DCA Final Order No.: DCA08-OR-110
In re: MONROE COUNTY LAND
DEVELOPMENT REGULATIONS
ADOPTED BY MONROE COUNTY
ORDINANCE NO. 002-2008

#### FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, and Section 380.0552(9), Florida Statutes (2007), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

#### FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.

- 2. On February 13, 2008 the Department received for review Monroe County Ordinance No. 002-2008 ("Ord. 002-2008"), adopted by Monroe County on January 16, 2008.
- 3. The purpose of the Ordinance is to adopt amendments to the text of the Monroe County Code to provide incentives to owners of mobile home parks to maintain the property as affordable housing.

#### CONCLUSIONS OF LAW

- 4. The Department is required to approve or reject land development regulations that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. Section 380.05(6), Florida Statutes, and Section 380.0552(9), Florida Statutes (2007).
- 5. Monroe County is a local government within the Florida Keys Area of Critical State Concern. Section 380.0552, Florida Statutes (2007) and Rule 28-29.002 (superseding Chapter 27F-8), Florida Administrative Code.
- "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes (2007). The regulations adopted by Ord. 002-2008 are land development regulations.
- 7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in Section 380.0552(7). Florida Statutes, See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
- Ord. 002-2008 allows for the transfer of market rate Rate of Growth Ordinance (ROGO) exempt allocations off-site to receiving properties in exchange for maintaining an equal or greater number of deed restricted affordable dwelling units within Monroe County with the sender site either donated or sold to Monroe County, or appropriately deed-restricted. Monroe County would assign affordable housing ROGO allocations from the ROGO pool to the mobile home park in exchange for the underlying land or appropriate long-term deed-restriction.
- 9. Ord. 002-2008 fails to properly address the transfer of ROGO exempt units and does not limit the receiver sites to Tier III or IIIA properties identified in Section 9.5-120.3, Land Development Regulations, to ensure that no clearing of habitat is required. Ord. 002-2008 fails limit the receiver sites of the ROGO exempt units to areas not located within a Velocity Zone. Ord 002-2008 is inconsistent with the following Principles:

- (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
- (b) To protect shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife, and their habitat.
- (c) To protect upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife and their habitat.
- (i) To limit the adverse impacts of public investments on the environmental resources of the Florida Keys, protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.
- 10. Ord. 002-2008 is inconsistent with the following provisions of the 2010 Monroe County Comprehensive Plan:

Policy 101.5.8

Policy 101.5.8 states Monroe County may develop a program, called Transfer of ROGO Exemption (TRE), that would allow for the transfer off-site of dwelling units, hotel rooms, campground/recreational vehicle spaces and/or mobile homes to another site in the same ROGO sub-area, provided that they are lawfully existing and can be accounted for in the County's hurricane evacuation model. In addition, the receiver site shall be located within a Tier III area outside a designated Special Protection Area and for a receiver site on Big Pine Key and No Name Key; the sending site shall also be located on one of those two islands.

Policy 101.14.1

Monroe County shall discourage developments proposed within the Coastal High Hazard

Area (CHHA).

Objective 102.8

Monroe County shall take actions to discourage private development in areas designated as units of the Coastal Barrier Resources System.

Policy 102.8.1

Monroe County shall discourage developments which are proposed in units of Coastal

Barrier Resources System (CBRS)

11. Ord. 002-2008 is inconsistent with Policy 205.2.2 because it fails to restrict transfer of development to Tier III in order to discourage the clearing of habitat.

Policy 205.2.2

Monroe County shall discourage developments in Tier I and within tropical hardwood hammock or pinelands of one acre or more in area to protect areas of native upland vegetation.

12. Ord. 002-2008 is inconsistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern and Monroe County's Comprehensive Plan. WHEREFORE, IT IS ORDERED that Ordinance No. 002-2008 is found to be inconsistent with the Principles for

002-2008 is found to be inconsistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is found to be inconsistent with the Monroe County Comprehensive Plan, and is hereby REJECTED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

CHARLES GAUTHIER, AICP Director, Division of Community Planning Department of Community Affairs 2555 Shumard Oak Boulevard Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BYTHIS ORDER HAS OPPORTUNITY FOR AN **ADMINISTRATIVE** PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR REQUESTING **ADMINISTRATIVE** PETITION AN PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA **ADMINISTRATIVE** CODE. ΙN AN **INFORMAL** ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY A PETITION REQUESTING A FORMAL **ADMINISTRATIVE HEARING BEFORE** AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF **PURSUANT** ADMINISTRATIVE HEARINGS, SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA **ADMINISTRATIVE** CODE. AT Α **FORMAL** YOU MAY ADMINISTRATIVE HEARING, REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT **EVIDENCE** ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND **SUBMIT** REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

YOU DESIRE EITHER ANINFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN **PLEADING** ENTITLED, "PETITION **FOR ADMINISTRATIVE** PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 **SHUMARD** OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE SUBSECTION 28-106.201(2), WITH **FLORIDA** ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

#### CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 11th day of April, 2008.

Paula Ford, Agency Clerk

By U.S. Mail: Honorable Charles "Sonny" McCoy Mayor of Monroe County Florida Keys Marathon Airport 9400 Overseas Highway, Suite 210 Key West, Florida 33050

Danny L. Kolhage Clerk to the Board of County Commissioners 500 Whitehead Street Key West, Florida 33040

Andrew Trivette
Director
Planning and Environmental Resources
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

# DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, intends to allow the establishment of American Performance Cycles of North Florida, LLC, as a dealership for the sale of motorcycles manufactured by Sacin Motor Co. Ltd. (SKTM) at 392 Southeast James Avenue, Lake City (Columbia County), Florida 32025, on or after April 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of American Performance Cycles of North Florida, LLC are dealer operator(s): Sherman A. Stanley, Jr., 145 Southeast Mossy Court, Lake City, Florida 32025; principal investor(s): Sherman A. Stanley, Jr., 145 Southeast Mossy Court, Lake City, Florida 32025.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Elvis Valdivia, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, intends to allow the establishment of American Performance Cycles of North Florida, LLC, as a dealership for the sale of motorcycles manufactured by United Motors of America, Inc. (UNMO) at 392 Southeast James Avenue, Lake City (Columbia County), Florida 32025, on or after April 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of American Performance Cycles of North Florida, LLC are dealer operator(s): Sherman A. Stanley, Jr., 145 Southeast Mossy Court, Lake City, Florida 32025; principal investor(s): Sherman A. Stanley, Jr., 145 Southeast Mossy Court, Lake City, Florida 32025.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Elvis Valdivia, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that United Motors of America, intends to allow the establishment of American Performance Cycles of North Florida, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Wangye Power Co. Ltd. (ZHEJ) at 392 Southeast James Avenue, Lake City (Columbia County), Florida 32025, on or after April 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of American Performance Cycles of North Florida, LLC are dealer operator(s): Sherman A. Stanley, Jr., 145 Southeast Mossy Court, Lake City, Florida 32025; principal investor(s): Sherman A. Stanley, Jr., 145 Southeast Mossy Court, Lake City, Florida 32025.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Elvis Valdivia, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Verucci Motorcycles, LLC, intends to allow the establishment of Bic Consulting, LLC d/b/a Scoots USA, as a dealership for the sale of motorcycles manufactured by Chongging Lifan Industry Group (CHOL) at 13191 56th Court, Suite #105, Clearwater (Pinellas County), Florida 33760, on or after March 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Bic Consulting, LLC d/b/a Scoots, USA are dealer operator(s): Scott Welton, 13191 56th Court, Suite #105, Clearwater, Florida 33760 and Mark Welton, 13191 56th Court, Suite #105, Clearwater, Florida 33760; principal investor(s): Scott Welton, 13191 56th Court, Suite #105, Clearwater, Florida 33760 and Mark Welton, 13191 56th Court, Suite #105, Clearwater, Florida 33760.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Joyce Haddad, General Manager, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that BRP US, Inc., intends to allow the establishment of First Coast Imports, LLC d/b/a First Coast Honda Sea-Doo Can-Am, as a dealership for the sale of motorcycles manufactured by Bombardier Recreational Products, Inc. (BMBR) at 2630 U.S. 1 South, St. Augustine (St. Johns County), Florida 32086, on or after April 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of First Coast Imports, LLC d/b/a First Coast Honda Sea-Doo Can-Am are dealer operator(s): Mark Allen, 3097 Antigua Drive, Jacksonville Beach, Florida 32250 and Jose F. Torregrosa, 285 Atlantis Circle #206G, St. Augustine, Florida 32080; principal investor(s): Mark Allen, 3097 Antigua Drive, Jacksonville Beach, Florida 32250.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Genevieve Dubois, Bombardier Recreational Products, Inc., 75 J. A. Bombardier Street, Sherbrooke, Quebec, Canada J1L 1W3.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Power Group International, LLC, intends to allow the establishment of KH Golf Carts, Inc., as a dealership for the sale of Tomberlin golfcars (TOMB) at 13599 North Highway 441, Lady Lake (Sumter County), Florida 32159, on or after April 11, 2008.

The name and address of the dealer operator(s) and principal investor(s) of KH Golf Carts, Inc. are dealer operator(s): Kenneth Hicks, 13599 North Highway 441, Lady Lake, Florida 32519; principal investor(s): Kenneth Hicks, 13599 North Highway 441, Lady Lake, Florida 32519.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Michelle Nobles, Power Group International, LLC, 3123 Washington Road, Augusta, Georgia 30907.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Power Group International, LLC, intends to allow the establishment of Moreland Marine International, Inc. d/b/a Island Scooter Store, as a dealership for the sale of Tomberlin golfcars (TOMB) at 5347 Gulf Drive, Unit #6, Holmes Beach (Manatee County), Florida 34217, on or after April 11, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moreland Marine International, Inc. d/b/a Island Scooter Store are dealer operator(s): Brian Quartermain, 5347 Gulf Drive, Unit #6, Holmes Beach, Florida 34217; principal investor(s): Brian Quartermain, 5347 Gulf Drive, Unit #6, Holmes Beach, Florida 34217.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Michelle Nobles, Power Group International, LLC, 3123 Washington Road, Augusta, Georgia 30907.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Kawasaki Motors Corp., USA, intends to allow the establishment of Nassau Power Sports, Inc., as a dealership for the sale of Kawasaki motorcycles (KAWK) at 850816 U.S. Highway 17, Yulee (Nassau County), Florida 32097, on or after May 30, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Nassau Power Sports, Inc. are dealer operator(s): William Goetz, 1301 Oak Haven Road, Jacksonville, Florida 32207, Mark Goetz, 10657 Crooked Tree Court, Jacksonville, Florida 32256 and Glenn Goetz, 1117 Old Hickory Road, Jacksonville, Florida 32207; principal investor(s): William Goetz, 1301 Oak Haven Road, Jacksonville, Florida 32207, Mark Goetz, 10657 Crooked Tree Court, Jacksonville, Florida 32256 and Glenn Goetz, 1117 Old Hickory Road, Jacksonville, Florida 32207.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Anthony J. Kestler, Kawasaki Motors Corp., USA, 6110 Boat Rock Boulevard Southwest, Atlanta, Georgia 30336-2776.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Retro Unlimited, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. at 12930 34th Street North, Clearwater (Pinellas County), Florida 33762, on or after April 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Retro Unlimited, Inc. are dealer operator(s): Ed Dryer, 12930 34th Street North, Clearwater, Florida 33762; principal investor(s): Ed Dryer, 12930 34th Street North, Clearwater, Florida 33762.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Retro Unlimited, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. at 3200 Dr. Martin Luther King, Jr. Street North, St. Petersburg (Pinellas County), Florida 33704, on or after April 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Retro Unlimited, Inc. are dealer operator(s): Ed Dryer, 12930 34th Street North, Clearwater, Florida 33762; principal investor(s): Ed Dryer, 12930 34th Street North, Clearwater, Florida 33762.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Lance Powersports, Inc., intends to allow the establishment of Scoots USA of Florida, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co., Ltd. at 13191 56th Court, #105, Clearwater (Pinellas County), Florida 33760, on or after April 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Bic Consulting, LLC d/b/a Scoots, USA are dealer operator(s): Scott Welton, 13191 56th Court, #105, Clearwater, Florida 33760 and Mark Welton, 13191 56th Court, #105, Clearwater, Florida 33760; principal investor(s): Scott Welton, 13191 56th Court, #105, Clearwater, Florida 33760 and Mark Welton, 13191 56th Court, #105, Clearwater, Florida 33760.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Gene Chang, Lance Powersports, Inc., 5200 Ontario Mills Parkway, Suite 100, Ontario, California 91764.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to the requirements of Section 320.642, Florida Statutes, this is to notify you that Toyota Motor Sales, USA, Inc., intends to permit the establishment of S. D. S. Autos, Inc. d/b/a Lexus of Orange Park, as an additional dealership for the sale and service of Lexus cars and trucks at 7040 Blanding Boulevard, Jacksonville, Duval County, FL 32244. The proposed dealership will open on or after June 1, 2008.

The name and address of the dealer operator of the proposed dealership is: Dano Davis, 4861 Ortega Boulevard, Jacksonville, Florida 32201. The name and address of the principal investor is A. Dano Davis, 4861 Ortega Boulevard, Jacksonville, Florida 32201.

The notice indicates an intent to establish the dealership at a location in a county of more than 300,000 population, according to the latest population estimate of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by mail to: D'Anne Duclos, General Manager, Lexus Southern Area, 11540 Great Oaks Way, Alpharetta, GA 30022.

If no petition or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Peace Industry Group, Inc., intends to allow the establishment of Snack Attack Corp., as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 2423 South State Road #7, West Park (Broward County), Florida 33023, on or after March 14, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Snack Attack Corp. are dealer operator(s): Daniel Haspel, 2423 South State Road #7, West Park, Florida 33023; principal investor(s): Daniel Haspel, 2423 South State Road #7, West Park, Florida 33023.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Lily Ji, Peace Industry Group, Inc., 6600-B Jimmy Carter Boulevard, Norcross, Georgia 30071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

# BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to http://www.dep.state.fl.us/ under the link or button titled "Official Notices."

#### AGENCY FOR HEALTH CARE ADMINISTRATION

# REVISED NOTICE OF HOSPICE PROGRAM FIXED NEED POOL

The Agency for Health Care Administration has projected a fixed need pool for hospice programs, defined in accordance with Sections 400.601-.602, Florida Statutes (F.S.) and 408.031-.045, F.S. Fixed need pool projections are for hospice programs planned for July 2009, pursuant to the provisions of Rule 59C-1.0355, Florida Administrative Code. Fixed need pool projections as published in the April 4, 2008 edition of the Florida Administrative Weekly, are being revised due to an error in the fixed need pool calculations. The fixed need pool is revised as follows:

Hospice Program Net Need

Service Area	Net Need
Subdistrict 3B	1
Subdistrict 7A	0
State Total	1

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to http://www.dep.state.fl.us/ under the link or button titled "Official Notices."

# NOTICE OF RECEIPT OF APPLICATIONS FOR PERMIT COVERAGE UNDER THE GENERIC PERMIT FOR STORMWATER DISCHARGE FROM PHASE II MUNICIPAL SEPARATE STORM SEWER SYSTEMS

The Department announces the receipt of the below listed applications for permit coverage under the Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems (MS4). The applications are being processed and are available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Science Applications International Corporation (SAIC), 2343 Hansen Lane, Tallahassee, Florida 32301, (850)523-1449. Any comments related to the noticed applications or objections to the use of

the Generic Permit by any of the noticed applicants must be received by the Department within 14 days from the date of this notice.

Phase II MS4 applications received March 25, 2008 – April 9,

- 1. Patrick Air Force Base FLR04E074
- 2. Naval Air Station Pensacola FLR04E058
- 3. City of Panama City FLR04E053
- 4. City of Ormond Beach-FLR04E036

Comments may be mailed to the following address:

Steven Kelly

NPDES Stormwater Section 2600 Blair Stone Road, MS #2500

Tallahassee, Florida 32399-2400

#### FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: http://appprod.dep.state. fl.us/clearinghouse/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

# CPI Applications Included in FCMP 2008-09 **NOAA** Application

The Department of Environmental Protection, Florida Coastal Management Program (FCMP), announces the results of the Coastal Partnership Initiative (CPI) Evaluation Committee that met on December 13, 2007. All eligible CPI applications were reviewed by the evaluation committee using the information included in each application and according to the evaluation criteria listed in Rule 62S-4.007, Florida Administrative Code. The following list includes the applications that received a final score of at least 50 points, and, pursuant to paragraph 62S-4.007(2)(d), F.A.C., these projects are eligible to be considered for FCMP funding. For FY 08-09, the available NOAA funds are adequate to include all six ranked CPI projects in the FCMP's annual award application, submitted on April 10, 2008. The final decision whether or not to fund these projects is made by NOAA, in or around July, 2008.

Project/Applicant

Grassy Key Restoration/City of Marathon

Big Bend Maritime Center /Fla. Foresight Inc.

Fort Steinhatchee Pier/Taylor County

Carrabelle Wharf Improvements/City of Carrabelle

IRL Education & Community Stewardship/Marine Discovery Center

Conquistadors to Astronauts Paddling Trail/Volusia County

Any person whose substantial interests are affected may request a hearing pursuant to Section 120.569, Florida Statutes, within 21 days of publication of this notice. Failure to request a

hearing within the applicable time period shall constitute a waiver of the right to a hearing. Questions regarding the CPI evaluation process should be directed to Susan Goggin at (850)245-2161 or by sending an email to Susan.Goggin@ dep.state.fl.us.

#### DEPARTMENT OF HEALTH

On April 10, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of George Benjamin Perlin, L.C.S.W. license number LSW 5393. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 9, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Douglas Eugene Nicely, L.P.N. license number PN 1278311. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 11, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Sandra Lynn Hoffman, L.P.N. license number PN 1318171. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 11, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Dana Ann Lege, R.N. license number RN 9202526. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary

determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 14, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Karen Lee Ackelson, A.R.N.P. license number RN 1015702. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 14, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Lorri P. Page, R.N. license number RN 2655232. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On April 14, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Heather Lynn Rowland, L.P.N. license number PN 5144848. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

#### DEPARTMENT OF FINANCIAL SERVICES

QPD List
DEPARTMENT OF FINANCIAL SERVICES
DIVISION OF TREASURY
BUREAU OF COLLATERAL MANAGEMENT
PUBLIC DEPOSITS SECTION

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FOR PUBLIC DEPOSITORS TO RECEIVE THE PROTECTION FROM LOSS PROVIDED IN CHAPTER 280, FLORIDA STATUTES, THEY SHALL COMPLY WITH THE FOLLOWING ON EACH PUBLIC DEPOSIT ACCOUNT IN ADDITION TO ANY OTHER

REQUIREMENTS SPECIFIED IN CHAPTER 280: (1) EXECUTE THE PUBLIC DEPOSIT IDENTIFICATION AND ACKNOWLEDGMENT FORM DFS-J1-1295 WITH THE QUALIFIED PUBLIC DEPOSITORY (QPD), MAINTAIN IT AS A VALUABLE RECORD, AND CONFIRM THE ACCOUNT ANNUALLY; (2) EXECUTE A REPLACEMENT FORM DFS-J1-1295 WHEN THERE IS A MERGER, ACQUISITION, NAME CHANGE, OR OTHER EVENT WHICH CHANGES THE ACCOUNT NAME, ACCOUNT NUMBER, OR NAME OF THE QPD.

THE FOLLOWING QPDS ARE AUTHORIZED TO HOLD PUBLIC DEPOSITS. THEY ARE LISTED UNDER THE STATE OF HOME OFFICE LOCATION. INSTITUTIONS MARKED WITH AN ASTERISK HAVE LIMITED THE AMOUNT OF PUBLIC DEPOSITS THEY WILL ADMINISTER AND ARE NOT ACCEPTING NEW **DEPOSIT** ACCOUNTS. **DEPOSITORIES** PUBLIC HAVING A DATE BESIDE THEIR NAME ARE IN THE PROCESS OF WITHDRAWING FROM THE PROGRAM AND SHALL NOT RECEIVE OR RETAIN PUBLIC DEPOSITS AFTER THE DATE SHOWN. THEY MAY, HOWEVER, HAVE CERTAIN OBLIGATIONS TO THE PROGRAM AFTER THAT DATE WITH WHICH THEY COMPLY **BEFORE** CONCLUDING MUST WITHDRAWAL PROCESS.

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#### **ALABAMA**

ATMORE UNITED BANK

BIRMINGHAM COMPASS BANK REGIONS BANK SUPERIOR BANK

MONTGOMERY COLONIAL BANK, N.A.

#### DISTRICT OF COLUMBIA

WASHINGTON, DC URBAN TRUST BANK

#### **FLORIDA**

**APALACHICOLA**COASTAL COMMUNITY BANK

**ARCADIA** 

FIRST STATE BANK OF ARCADIA

**AVENTURA** 

TURNBERRY BANK

**BARTOW** 

COMMUNITY NATIONAL BANK AT BARTOW

**BELLE GLADE** 

BANK OF BELLE GLADE

**BOCA RATON** 

**EQUITABLE BANK** 

FIRST SOUTHERN BANK

LEGACY BANK OF FLORIDA

PARADISE BANK

SUN AMERICAN BANK

**BONIFAY** 

BANK OF BONIFAY

**BRADENTON** 

FIRST AMERICA BANK

FLAGSHIP NATIONAL BANK

BRANDON

PLATINUM BANK

CAPE CORAL

RIVERSIDE BANK OF THE GULF COAST

**CARRABELLE** 

**GULF STATE COMMUNITY BANK** 

**CHIEFLAND** 

DRUMMOND COMMUNITY BANK

**CLEWISTON** 

FIRST BANK

OLDE CYPRESS COMMUNITY BANK

**COCOA BEACH** 

SUNRISE BANK

**CORAL GABLES** 

BANKUNITED, F.S.B.

GIBRALTAR PRIVATE BANK & TRUST COMPANY INTERNATIONAL BANK OF MIAMI, N.A.

MERCANTIL COMMERCEBANK, N.A.

**CRAWFORDVILLE** 

WAKULLA BANK

**CRESTVIEW** 

FIRST NATIONAL BANK OF CRESTVIEW

DADE CITY

FIRST NATIONAL BANK OF PASCO

**DANIA BEACH** 

COMMUNITY BANK OF BROWARD

DAVIE

FLORIDIAN COMMUNITY BANK, INC.

REGENT BANK

DESTIN

**DESTIN FIRST BANK** 

**GULFSOUTH PRIVATE BANK** 

**ENGLEWOOD** 

ENGLEWOOD BANK

PENINSULA BANK

FERNANDINA BEACH

FIRST COAST COMMUNITY BANK

FIRST NATIONAL BANK OF NASSAU COUNTY

FORT LAUDERDALE

**BANKATLANTIC** 

LANDMARK BANK, N.A.

VALLEY BANK

FORT MYERS

EDISON NATIONAL BANK

FINEMARK NATIONAL BANK & TRUST

FLORIDA GULF BANK

IRONSTONE BANK

RELIANCE BANK, F.S.B.

FORT PIERCE

OCULINA BANK

RIVERSIDE NATIONAL BANK OF FLORIDA

FORT WALTON BEACH

BEACH COMMUNITY BANK FIRST CITY BANK OF FLORIDA

FIRST NATIONAL BANK & TRUST

**FROSTPROOF** 

CITIZENS BANK & TRUST

**GAINESVILLE** 

FLORIDA CITIZENS BANK

MERCHANTS & SOUTHERN BANK

**GRACEVILLE** 

BANK OF JACKSON COUNTY

PEOPLES BANK OF GRACEVILLE

HALLANDALE

DESJARDINS BANK, N.A.

**HOMESTEAD** 

COMMUNITY BANK OF FLORIDA

1ST NATIONAL BANK OF SOUTH FLORIDA

**IMMOKALEE** 

FLORIDA COMMUNITY BANK

**INDIANTOWN** 

FIRST BANK AND TRUST COMPANY OF INDIANTOWN

**INVERNESS** 

**BRANNEN BANK** 

**JACKSONVILLE** 

CNLBANK, FIRST COAST

**EVERBANK** 

JACKSONVILLE BEACH

OCEANSIDE BANK

**KEY LARGO** 

TIB BANK

**KEY WEST** 

FIRST STATE BANK OF THE FLORIDA KEYS

KISSIMMEE

CENTERSTATE BANK CENTRAL FLORIDA, N.A.

LAKE CITY

**COLUMBIA BANK** 

FIRST FEDERAL SAVINGS BANK OF FLORIDA

PEOPLES STATE BANK

**LAKELAND** 

COMMUNITY SOUTHERN BANK

LANTANA

STERLING BANK

LONGWOOD

\*ORLANDO NATIONAL BANK

MADISON

MADISON COUNTY COMMUNITY BANK

MARATHON

MARINE BANK

**MARIANNA** 

FIRST CAPITAL BANK

**MAYO** 

LAFAYETTE STATE BANK

**MELBOURNE** 

PRIME BANK

MERRITT ISLAND

COMMUNITY BANK OF THE SOUTH

MIAMI

**BAC FLORIDA BANK** 

CITY NATIONAL BANK OF FLORIDA

COCONUT GROVE BANK

CONTINENTAL NATIONAL BANK OF MIAMI

EAGLE NATIONAL BANK OF MIAMI

EASTERN NATIONAL BANK

ESPIRITO SANTO BANK

EXECUTIVE NATIONAL BANK

GREAT FLORIDA BANK

INTERAMERICAN BANK, F.S.B.

MELLON UNITED NATIONAL BANK

METRO BANK OF DADE COUNTY

NORTHERN TRUST, N.A.

OCEAN BANK

SUNSTATE BANK

TOTALBANK

TRANSATLANTIC BANK

U.S. CENTURY BANK

MILTON

FIRST NATIONAL BANK OF FLORIDA

MONTICELLO

FARMERS & MERCHANTS BANK

MOUNT DORA

FIRST NATIONAL BANK OF MOUNT DORA

**NAPLES** 

BANK OF NAPLES ORION BANK PARTNERS BANK

SHAMROCK BANK OF FLORIDA

**NEW SMYRNA BEACH** 

FRIENDS BANK

**NICEVILLE** 

PEOPLES NATIONAL BANK

NORTH PALM BEACH

ENTERPRISE NATIONAL BANK OF PALM BEACH

OAKLAND PARK

AMERICAN NATIONAL BANK

**OCALA** 

ALARION BANK

COMMUNITY BANK & TRUST OF FLORIDA GATEWAY BANK OF CENTRAL FLORIDA INDEPENDENT NATIONAL BANK

**ORANGE PARK** 

HERITAGE BANK OF NORTH FLORIDA

**ORLANDO** 

CNLBANK

FLORIDA BANK OF COMMERCE

OLD SOUTHERN BANK

ORANGE BANK OF FLORIDA

SEASIDE NATIONAL BANK & TRUST

**OVIEDO** 

CITIZENS BANK OF FLORIDA

PALATKA

FIRST FEDERAL BANK OF NORTH FLORIDA PUTNAM STATE BANK

PANAMA CITY

BAY BANK & TRUST COMPANY FIRST NATIONAL BANK NORTHWEST FLORIDA PEOPLES FIRST COMMUNITY BANK

VISION BANK

PENSACOLA

BANK OF PENSACOLA BANK OF THE SOUTH FIRST GULF BANK, N.A.

GULF COAST COMMUNITY BANK

PERRY

CITIZENS STATE BANK

PINELLAS PARK

FIRST COMMUNITY BANK OF AMERICA

PORT CHARLOTTE

BUSEY BANK, N.A.

**PORT RICHEY** 

REPUBLIC BANK

PORT ST. JOE

BAYSIDE SAVINGS BANK

PORT ST. LUCIE

FIRST PEOPLES BANK

ST. AUGUSTINE

BANK OF ST. AUGUSTINE

PROSPERITY BANK

ST. PETERSBURG

SYNOVUS BANK OF TAMPA BAY

SANTA ROSA BEACH

BANKTRUST

**SARASOTA** 

LANDMARK BANK OF FLORIDA

**SEBRING** 

HEARTLAND NATIONAL BANK HIGHLANDS INDEPENDENT BANK

**SOUTH MIAMI** 

FIRST NATIONAL BANK OF SOUTH MIAMI

**STARKE** 

COMMUNITY STATE BANK

**STUART** 

GULFSTREAM BUSINESS BANK SEACOAST NATIONAL BANK **TALLAHASSEE** 

CAPITAL CITY BANK

HANCOCK BANK OF FLORIDA

PREMIER BANK

TALLAHASSEE STATE BANK

THE BANK OF TALLAHASSEE

**TAMPA** 

AMERICAN MOMENTUM BANK

BANK OF ST. PETERSBURG

FIRST CITRUS BANK

THE VILLAGES

CITIZENS FIRST BANK

TRINITY

PATRIOT BANK

**UMATILLA** 

UNITED SOUTHERN BANK

**VALPARAISO** 

VANGUARD BANK & TRUST COMPANY

**VENICE** 

COMMUNITY NATIONAL BANK OF SARASOTA

**COUNTY** 

THE BANK OF VENICE

WAUCHULA

FIRST NATIONAL BANK OF WAUCHULA

WAUCHULA STATE BANK

WEST PALM BEACH

FLAGLER BANK

GRAND BANK & TRUST OF FLORIDA

WILLISTON

PERKINS STATE BANK

WINTER HAVEN

CENTERSTATE BANK OF FLORIDA, N.A.

WINTER PARK

BANKFIRST

FIRST NATIONAL BANK OF CENTRAL FLORIDA

RIVERSIDE BANK OF CENTRAL FLORIDA

**ZEPHYRHILLS** 

CENTERSTATE BANK, N.A.

**GEORGIA** 

**ALBANY** 

HERITAGEBANK OF THE SOUTH

**ATLANTA** 

SUNTRUST BANK

**COLQUITT** 

PEOPLESSOUTH BANK

**DARIEN** 

SOUTHEASTERN BANK

**MOULTRIE** 

**AMERIS BANK** 

**IOWA** 

FORT DODGE

FIRST AMERICAN BANK

**LOUISIANA** 

**NEW ORLEANS** 

WHITNEY NATIONAL BANK

**MASSACHUSETTS** 

**BOSTON** 

ONEUNITED BANK

**MICHIGAN** 

**GRAND RAPIDS** 

FIFTH THIRD BANK

**MISSISSIPPI** 

**JACKSON** 

TRUSTMARK NATIONAL BANK

**TUPELO** 

BANCORPSOUTH BANK

**MISSOURI** 

**CREVE COEUR** 

FIRST BANK

#### **NEVADA**

LAS VEGAS CITIBANK, N.A.

#### **NEW YORK**

#### **NEW YORK CITY**

BANCO POPULAR NORTH AMERICA INTERVEST NATIONAL BANK

#### **NORTH CAROLINA**

#### **CHARLOTTE**

BANK OF AMERICA, N.A. WACHOVIA BANK, N.A.

#### **RALEIGH**

RBC BANK (USA)

#### WINSTON-SALEM

BRANCH BANKING & TRUST COMPANY

#### **OHIO**

#### **CLEVELAND**

NATIONAL CITY BANK

#### WILMINGTON

LIBERTY SAVINGS BANK, F.S.B.

## **PENNSYLVANIA**

#### **PHILADELPHIA**

COMMERCE BANK, N.A.

#### **SOUTH CAROLINA**

#### **GREENVILLE**

CAROLINA FIRST BANK

#### **WISCONSIN**

#### **MILWAUKEE**

M&I MARSHALL & ILSLEY BANK

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THE FOLLOWING IS A LIST OF INSTITUTIONS THAT HAD A CHANGE SINCE THE LAST PUBLICATION OF THIS REPORT.

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#### BANK OF INVERNESS

**INVERNESS** 

BANK OF INVERNESS (INVERNESS) CHANGED ITS NAME TO BRANNEN BANK AFTER MERGING CRYSTAL RIVER BANK (CRYSTAL RIVER), DUNNELLON STATE BANK (DUNNELLON), HERNANDO COUNTY BANK (BROOKSVILLE), AND HOMOSASSA SPRINGS BANK (HOMOSASSA SPRINGS) INTO IT

# COMMUNITY BANK OF NAPLES, N.A.

**NAPLES** 

COMMUNITY BANK OF NAPLES, N.A. (NAPLES) WAS MERGED WITH AND INTO RBC BANK (USA) (RALEIGH, NORTH CAROLINA) EFFECTIVE AS OF THE CLOSE OF BUSINESS APRIL 11, 2008.

#### **CRYSTAL RIVER BANK**

CRYSTAL RIVER

CRYSTAL RIVER BANK (CRYSTAL RIVER) WAS MERGED WITH AND INTO BANK OF INVERNESS EFFECTIVE AS OF FEBRUARY 1, 2008. SIMULTANEOUSLY WITH THIS MERGER, BANK OF INVERNESS CHANGED THEIR NAME TO BRANNEN BANK.

#### CYPRESSCOQUINA BANK

ORMOND BEACH

CYPRESSCOQUINA BANK (ORMOND BEACH) WAS MERGED WITH AND INTO RBC BANK (USA) (RALEIGH, NORTH CAROLINA) EFFECTIVE AS OF THE CLOSE OF BUSINESS APRIL 11, 2008.

## **DUNNELLON STATE BANK**

DUNNELLON

DUNNELLON STATE BANK (DUNNELLON) WAS MERGED WITH AND INTO BANK OF INVERNESS EFFECTIVE AS OF FEBRUARY 1, 2008. SIMULTANEOUSLY WITH THIS MERGER, BANK OF INVERNESS CHANGED THEIR NAME TO BRANNEN BANK.

#### **EQUITABLE BANK**

FORT LAUDERDALE

EQUITABLE BANK CHANGED ITS NAME TO 1<sup>ST</sup> UNITED BANK. THEY CHANGED THEIR HOME OFFICE LOCATION FROM FORT LAUDERDALE TO BOCA

RATON. THESE TWO EVENTS OCCURRED SIMULTANEOUSLY WITH THE MERGER OF THE PREVIOUSLY NAMED FIRST UNITED BANK INTO EQUITABLE BANK EFFECTIVE AS OF THE CLOSE OF BUSINESS FEBRUARY 29, 2008.

# FIRST NATIONAL BANK OF SOUTH FLORIDA

**HOMESTEAD** 

FIRST NATIONAL BANK OF SOUTH FLORIDA'S NAME ON THE FLORIDA PUBLIC DEPOSIT PROGRAM'S DATABASE HAS BEEN CHANGED TO 1<sup>ST</sup> NATIONAL BANK OF SOUTH FLORIDA TO MORE ACCURATELY RELFECT THE INSTITUTION'S ACTUAL LEGAL NAME.

#### FIRST UNITED BANK

**BOCA RATON** 

FIRST UNITED BANK MERGED WITH AND INTO EQUITABLE BANK (FORT LAUDERDALE) AS OF THE CLOSE OF BUSINESS FEBRUARY 29, 2008. EQUITABLE BANK SIMULTANEOUSLY CHANGED ITS NAME TO 1<sup>ST</sup> UNITED BANK AND ITS HOME OFFICE LOCATION FROM FORT LAUDERDALE TO BOCA RATON.

#### FLORIDA CHOICE BANK

MOUNT DORA

FLORIDA CHOICE BANK (MOUNT DORA) WAS MERGED WITH AND INTO RBC BANK (USA) (RALEIGH, NORTH CAROLINA) EFFECTIVE AS OF THE CLOSE OF BUSINESS APRIL 11, 2008.

#### HERNANDO COUNTY BANK

**BROOKSVILLE** 

HERNANDO COUNTY BANK (BROOKSVILLE) WAS MERGED WITH AND INTO BANK OF INVERNESS EFFECTIVE AS OF FEBRUARY 1, 2008. SIMULTANEOUSLY WITH THIS MERGER, BANK OF INVERNESS CHANGED THEIR NAME TO BRANNEN BANK.

#### **HOMOSASSA SPRINGS BANK**

HOMOSASSA SPRINGS

HOMOSASSA SPRINGS BANK (HOMOSASSA SPRINGS) WAS MERGED WITH AND INTO BANK OF INVERNESS EFFECTIVE AS OF FEBRUARY 1, 2008. SIMULTANEOUSLY WITH THIS MERGER, BANK OF INVERNESS CHANGED THEIR NAME TO BRANNEN BANK.

#### INDIAN RIVER NATIONAL BANK

VERO BEACH

INDIAN RIVER NATIONAL BANK (VERO BEACH) WAS MERGED WITH AND INTO RBC BANK (USA) (RALEIGH, NORTH CAROLINA) EFFECTIVE AS OF THE CLOSE OF BUSINESS APRIL 11, 2008.

#### MILLENNIUM BANK

**GAINESVILLE** 

MILLENNIUM BANK (GAINESVILLE) WAS MERGED WITH AND INTO RBC BANK (USA) (RALEIGH, NORTH CAROLINA) EFFECTIVE AS OF THE CLOSE OF BUSINESS APRIL 11, 2008.

#### RBC CENTURA BANK

ROCKY MOUNT, NORTH CAROLINA

RBC CENTURA BANK (ROCKY MOUNT, NORTH CAROLINA) HAS CHANGED ITS NAME TO RBC BANK (USA). IT HAS ALSO COME TO OUR ATTENTION THAT THE INSTITUTION'S HOME OFFICE LOCATION HAS CHANGED FROM ROCKY MOUNT, NORTH CAROLINA TO RALEIGH, NORTH CAROLINA.

#### SECURITY BANK, N.A.

NORTH LAUDERDALE

SECURITY BANK, N.A. HAS WITHDRAWN FROM THE PROGRAM EFFECTIVE FEBRUARY 8, 2008.

#### FINANCIAL SERVICES COMMISSION

#### NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., May 16, 2008):

APPLICATION FOR A NEW FINANCIAL INSTITUTION Applicant and Proposed Location: Florida Shores Bank – Gulf Coast, 12995 S. Cleveland Avenue, Suite 145, Fort Myers, Lee County, Florida 33907

Correspondent: John P. Greeley, Esquire, 255 South Orange Avenue, Suite 800, Orlando, Florida 32801

Received: April 9, 2008