

NFPA 13, section 8.14.7, both for this and similar cases, and to resolve the question of what level of action is needed from a Local Adjustment and Appeals Board to overrule a Local Fire Marshal Official's decision.

A copy of the Petition may be obtained by writing, calling, or faxing: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, phone (850)413-3604, or (850)413-4238, Fax number (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@fldfs.com.

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 August 1, 2007, from Lily Obrenovic, Petitioner. The Petition requests a declaratory statement relating to NFPA 101 that applies to Ms. Obrenovic's proposed adult living facility (32.2.3.4.1 and 32.2.3.4.2) and also the Authority Having Jurisdiction (NFPA 1-1.7.2.1).

A copy of the Petition may be obtained by writing, calling, or faxing: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, phone (850)413-3604, or (850)413-4238, Fax number (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises), or by e-mailing your request to Lesley.Mendelson@fldfs.com.

The Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed on or about July 30, 2007, from Pliny "PJ" Olivier, Petitioner. The Notice of Petition is to be published on August 8, 2007 in Vol. 33, No. 32. The Petition was withdrawn by the Petitioner on August 2, 2007.

A copy of the Petition may be obtained by writing, calling, or faxing: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, phone (850)413-3604, or (850)413-4238, Fax number (850)922-1235 or (850)488-0697.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation has issued an order that disposes of the petition for declaratory statement that was filed on February 28, 2007, by George M. Livingston, a State of Florida registered investment adviser. The petition sought the agency's opinion as to whether Rule 206(4)-1 of the Investment Advisers Act of 1940 and NASD Rule 2210, including the corresponding sections of the Securities and Investor Protection Act (Chapter 517, Florida

Statutes), apply to his ability to give a current client's e-mail and/or phone number to a potential client to contact that person as a reference.

The Office determined that because Livingston is a state registered investment adviser in Florida and is not a NASD member, NASD Rule 2210 is not applicable to him as a state registered investment adviser and his inquiry was not addressed; the hypothetical situation that he posed is not a prohibited business practice in Florida because it is not a testimonial under Rule 206(4)-1 of the Investment Advisers Act of 1940 or an advertisement under Fla. Admin. Code Rule 69W-200.001(2). Thus, Livingston may provide contact information, as described in the Petition, to a prospective client.

A copy of the order may be obtained from: Lealand McCharen, Assistant General Counsel, Office of Financial Regulation, Office of General Counsel, Fletcher Building, 200 East Gaines Street, Tallahassee, Florida 32399-0379.

**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