

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Denise and Jerry Tremblay, In Re: Lakeside of Charlotte Condominium Association, Inc. Docket No.: 2007056280. The petition seeks the agency’s opinion as to the applicability of Sections 718.111(11) and 718.115, Florida Statutes, as it applies to the petitioner.

Whether Sections 718.111(11) and 718.115, Florida Statutes, require Lakeside of Charlotte County Condominium Association, Inc. to use insurance proceeds to reimburse Denise and Jerry Tremblay, unit owners, the money they spent repairing hurricane damage to their unit.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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.”

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed on behalf of Scott H. Plantz, M.D., on October 10, 2007. The Petitioner, an emergency room physician, seeks the Board’s opinion as to whether the writing of a prescription for one non-scheduled pill; for multiple non-scheduled medications, to be dispensed directly to the Petitioner for the sole purpose of the First Defender XL would constitute a violation of Section 456.072(1)(gg), 458.331(1)(q) or (r), Florida Statutes, as set forth in the Petition. The Board will consider this petition at its meeting scheduled for December 1, 2007, in Orlando, Florida.

Copies of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by Craig A. Waltzer on behalf of Aventura Holdings, Inc. on July 17, 2007. The following is a summary of the agency’s disposition of the petition.

The Office denied the Petition for Declaratory Statement because the Petition was ambiguous as to which statutory provision was to be applied to Petitioner’s circumstances, sought an opinion determining the conduct of other persons, involved facts related to pending litigation, and cited to facts that were premised upon past events.

A copy of the Denial of Petition for Declaratory Statement may be obtained by writing: Agency Clerk, Office of Financial Regulation, Fletcher Building, Suite #526, 200 E. Gaines Street, Tallahassee, FL 32399-0379.

NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation received a request for a Declaratory Statement on July 16, 2007, from Floridian Community Bank, Inc. and Joanne P. Gaines (“Petitioners”), regarding the continuing application of a condition of approval contained in the 2002 Final Order of Approval entered with regard to the organization of Floridian Community Bank, Inc. The Office of Financial Regulation issued a Final Order and Declaratory Statement on October 11, 2007 stating that the condition challenged will remain in effect and Joanne P. Gaines shall not serve as a director or executive officer of Floridian Community Bank, Inc. The request has been assigned the number 0443-B-7/07.

A copy of the Petition for Declaratory Statement, and the agency’s Declaratory Statement and Final Order may be obtained by writing: Steven S. Ferst, Assistant General Counsel, Office of Financial Regulation, 200 E. Gaines Street, Fletcher Building, Suite 526, 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