

The selected vendor will provide design services as requested by Daytona State College for projects that do not exceed \$500,000 in estimated construction costs.

Firms or individuals with experience in designing for higher education facilities and desiring to qualify for consideration must submit proposals no later than 2:00 p.m. on October 13, 2011, to: Mr. Samuel D. Phillips, Associate Director of Purchasing, Daytona State College, Building 1100/Room 123, 1200 W. International Speedway Blvd., Daytona Beach, FL 32114. Interested parties may obtain information by contacting: Daytona State College, Purchasing Department at (386)506-3064, by email: [phillis@daytonastate.edu](mailto:phillis@daytonastate.edu) or by visiting our website: <http://www.daytonastate.edu/bussvcs/bids.html>.

## Section XII Miscellaneous

### DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation intends to issue an "Airport Site Approval Order," in accordance with Chapter 330, Florida Statutes, "Regulation of Aircraft, Pilots, and Airports" and Chapter 14-60, Florida Administrative Code, "Airport Licensing, Registration, and Airspace Protection" for the following site:

Orange Park Medical Center, a private airport, in Clay County, at Latitude 30° 9' 53" and Longitude 81° 44' 16", to be owned and operated by Orange Park Medical Center, 2001 Kingsley Avenue Orange Park, FL 32073.

A copy of the Airport Site Approval Order, the Airport's application, the applicable rules, and other pertinent information may be obtained by contacting: Aaron N. Smith, State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4514, [aviation.fdot@dot.state.fl.us](mailto:aviation.fdot@dot.state.fl.us), Website: <http://www.dot.state.fl/aviation>.

**ADMINISTRATIVE HEARING RIGHTS:** Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with: The Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for the Relocation of a  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Paccar, Inc., intends to allow the relocation of Rush Truck Centers of Florida, Inc., d/b/a Rush Peterbilt Truck Center, Orlando as a dealership for the sale of Peterbilt trucks manufactured by Paccar, Inc. (line-make PTRB) from its present location at 12475 West Colonial Drive, Winter Garden (Orange County), Florida 34787, to a proposed location at 1925 West Princeton Street, Orlando (Orange County), Florida 32804, on or after October 30, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Rush Truck Centers of Florida, Inc., d/b/a Rush Peterbilt Truck Center, Orlando are dealer operator(s): William Marvin Rush, 1015 Rudelof Road, Seguin, Texas 78155, principal investor(s): Rush Enterprises, Inc., 555 IH-35 South, New Braunfels, Texas 78130.

The notice indicates intent to relocate the franchise 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, 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: Cindy Locker, Paccar, Inc., 1700 Woodbrook Street, Denton, Texas 76205.

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.

### PUBLIC SERVICE COMMISSION

#### NOTICE OF SECURITIES APPLICATION

The Florida Public Service Commission will consider at its October 18, 2011, Agenda Conference, Docket No.: 110265-EL, Application of Tampa Electric Company for authority to issue and sell securities pursuant to Section 366.04, Florida Statutes, and Chapter 25-8, Florida

Administrative Code. The Company seeks PSC approval pursuant to Section 366.04, Florida Statutes, to issue, sell and/or exchange equity securities and issue, sell, exchange and/or assume long-term debt securities and/or to assume liabilities or obligations as guarantor, endorser, or surety in an amount not to exceed in the aggregate \$1.4 billion, during the twelve month period, ending December 31, 2012. The Company also seeks approval pursuant to Section 366.04, Florida Statutes, to issue, sell, exchange and/or assume short-term debt securities and/or to assume liabilities or obligations as guarantor, endorser, or surety, with the maximum amount of short-term debt outstanding at any one time being \$1.0 billion, during the twelve month period, ending December 31, 2012. Additionally, the Company seeks authority to enter into interest rates swaps or other derivative instruments related to debt securities.

DATE AND TIME: Tuesday, October 18, 2011. Agenda Conference, 9:30 a.m., although the time at which this item will be heard cannot be determined at this time

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

PURPOSE: To take final action in Docket No.: 110265-EI.

Emergency Cancellation of Meeting: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website: <http://www.psc.state.fl.us/> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

In accordance with the American with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact: Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

**NOTICE OF SECURITIES APPLICATION**

The Florida Public Service Commission will consider at its October 18, 2011, Commission Conference, Docket No.: 110273-EI, Application of Florida Power & Light Company for authority to issue and sell securities pursuant to Section 366.04, Florida Statutes, and Chapter 25-8, Florida Administrative Code. The Company seeks PSC approval pursuant to Section 366.04, Florida Statutes, and Chapter 25-8, Florida Administrative Code, to issue and sell, and/or exchange any combination of the long-term debt and equity securities and/or to assume liabilities or obligations as guarantor, endorser, or surety in an aggregate amount not to exceed \$6.1 billion during calendar year 2012. In addition, the Company seeks permission to issue and sell short-term

securities during the calendar years 2012 and 2013 in an amount or amounts such that the aggregate principal amount of short-term securities outstanding at the time of, and including, any such sale shall not exceed \$4.0 billion.

DATE AND TIME: Tuesday, October 18, 2011, Commission Conference, 9:30 a.m., although the time at which this item will be heard cannot be determined at this time

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301.

PURPOSE: To take final action in Docket No.: 110273-EI.

Emergency Cancellation of Meeting: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website: <http://www.psc.state.fl.us/> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling: Office of the General Counsel at (850)413-6199.

In accordance with the American with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact: Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service. For more information, please contact: Martha F. Barrera, Office of the General Counsel, (850)413-6218.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**NOTICE OF BATCHED APPLICATION RECEIPT AND TENTATIVE PUBLIC HEARINGS**

The Agency for Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Hospital Beds and Facilities review cycle with an application due date of September 7, 2011.

County: Duval District: 4-1  
 CON # 10125 Application Receipt Date: 9/2/2011  
 Facility/Project: Shands Jacksonville Medical Center, Inc.  
 Applicant: Shands Jacksonville Medical Center, Inc.  
 Project Description: Establish an acute care hospital of up to 110 beds

County: St. Johns District: 4  
 CON # 10126 Application Receipt Date: 9/7/2011  
 Facility/Project: Avanti Wellness Treatment Center, LLC  
 Applicant: Avanti Wellness Treatment Center, LLC  
 Project Description: Establish an adult inpatient psychiatric hospital of up to 16 beds

County: Seminole District: 7  
 CON # 10127 Application Receipt Date: 9/7/2011  
 Facility/Project: HealthSouth Rehabilitation Hospital of Seminole County, LLC

Applicant: HealthSouth Rehabilitation Hospital of Seminole County, LLC  
 Project Description: Establish a comprehensive medical rehabilitation hospital of up to 60 beds  
 County: Seminole District: 7  
 CON # 10128 Application Receipt Date: 9/7/2011  
 Facility/Project: Central Florida Regional Hospital  
 Applicant: Central Florida Regional Hospital, Inc.  
 Project Description: Establish a comprehensive medical rehabilitation unit of up to 30 beds  
 County: St. Lucie District: 9  
 CON # 10129 Application Receipt Date: 9/7/2011  
 Facility/Project: Tradition Medical Center  
 Applicant: Martin Memorial Medical Center, Inc.  
 Project Description: Establish a Level II NICU of up to 10 beds  
 County: Palm Beach District: 9-4  
 CON # 10130 Application Receipt Date: 9/7/2011  
 Facility/Project: Florida Regional Medical Center, Inc.  
 Applicant: Florida Regional Medical Center, Inc.  
 Project Description: Establish an acute care hospital of up to 80 beds  
 County: Broward District: 10  
 CON # 10131 Application Receipt Date: 9/7/2011  
 Facility/Project: The Shores Behavioral Hospital, LLC  
 Applicant: The Shores Behavioral Hospital, LLC  
 Project Description: Establish an adult inpatient psychiatric hospital of up to 82 beds  
 County: Broward District: 10  
 CON # 10132 Application Receipt Date: 9/7/2011  
 Facility/Project: The Shores Behavioral Hospital, LLC  
 Applicant: The Shores Behavioral Hospital, LLC  
 Project Description: Establish an adult substance abuse hospital of up to 12 beds

Also, IF REQUESTED, tentative public hearings have been scheduled as follows:

PROPOSAL: District 4 – CON #10125  
 DATE/TIME: Tuesday, October 25, 2011, 10:00 a.m. – 12:00 Noon  
 PLACE: Health Planning Council of Northeast Florida, Inc.  
 644 Cesery Boulevard, Suite 210  
 Jacksonville, FL 32211  
 PROPOSAL: District 4 – CON #10126  
 DATE/TIME: Tuesday, October 25, 2011, 1:00 p.m. – 3:00 p.m.

PLACE: Health Planning Council of Northeast Florida, Inc.  
 644 Cesery Boulevard, Suite 210  
 Jacksonville, FL 32211  
 PROPOSALS: District 7  
 DATE/TIME: Tuesday, October 25, 2011, 8:30 a.m. – 11:30 a.m.  
 PLACE: Seminole County Health Department  
 400 West Airport Boulevard  
 Sanford, FL 32773  
 PROPOSAL: District 9 – CON #10129  
 DATE/TIME: Monday, October 24, 2011, 1:00 p.m. – 4:00 p.m.  
 PLACE: Quantum Foundation Community Room  
 2701 North Australian Avenue  
 West Palm Beach, FL 33407  
 PROPOSAL: District 9 – CON #10130  
 DATE/TIME: Monday, October 24, 2011, 9:00 a.m. – 12:00 Noon  
 PLACE: Quantum Foundation Community Room  
 2701 North Australian Avenue  
 West Palm Beach, FL 33407  
 PROPOSALS: District 10  
 DATE/TIME: Thursday, October 27, 2011, 2:00 p.m. – 4:00 p.m.  
 PLACE: Broward Regional Health Planning Council Inc.  
 915 Middle River Drive  
 Conference Room 115  
 Fort Lauderdale, FL 33304

Public hearing requests must be in writing and be received at the: Agency for Health Care Administration, CON Office, 2727 Mahan Drive, Mail Stop #28, Tallahassee, Florida 32308, Attention: James B. McLemore, by 5:00 p.m., October 14, 2011. In lieu of requesting and attending a public hearing, written comments submitted to the department relative to the merits of these applications will become part of the official project application file. Pursuant to subsection 59C-1.010(3), F.A.C., written comments must be received by October 12, 2011.

**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 Sections 408.031-.045, F.S. Fixed need pool projections are for hospice programs planned for January 2013, pursuant to the

provisions of Rule 59C-1.0355, Florida Administrative Code. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the: Certificate of Need Program Office, Building 1, Room 220, MS #28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., October 17, 2011.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of the publication. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day period waives a person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, F.S. In order to request a proceeding under Section 120.57, F.S., a request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with: Agency Clerk at 2727 Mahan Drive, Fort Knox Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

| Hospice Program Net Need |          |                |          |
|--------------------------|----------|----------------|----------|
| Service Area             | Net Need | Service Area   | Net Need |
| District 1               | 0        | Subdistrict 6C | 0        |
| Subdistrict 2A           | 0        | Subdistrict 7A | 0        |
| Subdistrict 2B           | 0        | Subdistrict 7B | 0        |
| Subdistrict 3A           | 0        | Subdistrict 7C | 0        |
| Subdistrict 3B           | 0        | Subdistrict 8A | 0        |
| Subdistrict 3C           | 0        | Subdistrict 8B | 0        |
| Subdistrict 3D           | 0        | Subdistrict 8C | 0        |
| Subdistrict 3E           | 0        | Subdistrict 8D | 0        |
| Subdistrict 4A           | 0        | Subdistrict 9A | 0        |
| Subdistrict 4B           | 0        | Subdistrict 9B | 0        |
| Subdistrict 5A           | 0        | Subdistrict 9C | 0        |
| Subdistrict 5B           | 0        | District 10    | 0        |
| Subdistrict 6A           | 0        | District 11    | 0        |
| Subdistrict 6B           | 0        | Total          | 0        |

**NOTICE OF PEDIATRIC OPEN HEART SURGERY PROGRAMS AND PEDIATRIC CARDIAC CATHETERIZATION PROGRAMS FIXED NEED POOLS**  
 The Agency for Health Care Administration has projected fixed need pools for pediatric open heart surgery programs and pediatric cardiac catheterization programs for January 2014, pursuant to the provisions of Rules 59C-1.008, 59C-1.032 and 59C-1.033, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with: Certificate of Need Program Office, Building 1, Room 220, MS #28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., October 17, 2011.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the Agency concurs with the error, the fixed need pool numbers will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the: Agency Clerk, 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Pediatric Cardiac Catheterization Programs & Pediatric Open Heart Surgery Programs

| Service Area | Net Need | Service Area | Net Need |
|--------------|----------|--------------|----------|
| 1            | 0        | 4            | 0        |
| 2            | 0        | 5            | 0        |
| 3            | 0        | Total        | 0        |

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No. 0155875-048-EV-VO, OGC No. 11-1076) to Mosaic Fertilizer, LLC (Mosaic), 13830 Circa Crossing Drive, Lithia, Florida 33547, under Section 403.201(1)(a), Florida Statutes

(F.S.), from the provisions of subsection 62-302.530(30), Florida Administrative Code (F.A.C.), which provides minimum standards for dissolved oxygen levels in surface waters. This variance will authorize the dissolved oxygen levels in the deeper portions of a manmade lake to fall below the minimum levels set by Rule 62-302.530, F.A.C. The 19-acre man-made lake is proposed in Environmental Resource Permit File No. 0155875-034.

The 271.8-acre project site is located in Four Corners/Lonesome Mine, northwest of the intersection of County Road 39 and State Road 62, in Manatee County, Florida. The site is located in Sections 13 and 24, Township 33 South, Range 21 East, in the South Fork Little Manatee River basin, in the Little Manatee River watershed, Class III waters. The manmade lake will be subject to the water quality standards provided in Rule 62-302.530, F.A.C.

On May 2, 2011, Mosaic submitted a petition for a variance, under Section 403.201(1)(a), F.S., from the provisions of subsection 62-302.530(30), F.A.C, which provides minimum standards for dissolved oxygen levels in surface waters. The variance will be permanent.

Most of the surface waters in the proposed manmade lake will meet the minimum standards for dissolved oxygen proscribed by Rule 62-302.530, F.A.C. However, the deepest layer of water in the lake, the hypolimnion layer, may not meet the minimum standards for dissolved oxygen as proscribed by Rule 62-302.530, F.A.C., and there is no practicable means known or available to achieve the required dissolved oxygen levels within the hypolimnion layer of water in the manmade lake. As a result, a variance of the minimum standards of dissolved oxygen provided in Rule 62-302.530, F.A.C., is necessary for the hypolimnion layer of water in the manmade lake. This was anticipated by the Florida Legislature in Section 373.414(6)(a), F.S., which states that "Where such mining activities otherwise meet the permitting criteria contained in this section, such activities may be eligible for a variance from the established water quality standard for dissolved oxygen within the lower layers of the reclaimed pit."

A variance of the minimum standards of dissolved oxygen provided in Rule 62-302.530, F.A.C., is not expected to result in any on-site or off-site impacts. Therefore, the Department intends to issue a variance pursuant to Section 403.201(1)(a), F.S., for the dissolved oxygen levels in the hypolimnion layer of the proposed manmade lake to fall below the minimum levels authorized by Rule 62-302.530, F.A.C.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Bureau of Mining and Minerals Regulation, 2051 East Paul Dirac Drive, Tallahassee, Florida 32310, Telephone: (850)488-8217.

Under this intent to issue, this variance is hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with Section 50.051, F.S. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to issue automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. When proof of publication is provided, if required by this intent, and if a sufficient petition is not timely filed, the variance will be granted as a ministerial action. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the variance has been executed and delivered. Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the: Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the: Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with Section 403.201, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled

to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) the name and address of each agency affected and each agency's file or identification number, if known; (b) the name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) a statement of when and how the petitioner received notice of the agency decision; (d) a statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) a concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; (f) a statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) a statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S., which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the: Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

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#### Office of Intergovernmental Programs

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://approd.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

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#### DEPARTMENT OF JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted revised policy for review and comment on MyFlorida.com at: [http://www.djj.state.fl.us/policies\\_procedures/policyreview.html](http://www.djj.state.fl.us/policies_procedures/policyreview.html).

Background Screening Policy (FDJJ 1800) – Changes were made to the policy regarding the reporting of arrests or court hearings by employees and possible consequences for failing to report such events in a timely manner.

These procedures are posted for a single 20 working day review and comment period, with the closure date of October 27, 2011, for submission of comments. Responses to comments received will be posted on the above Website.

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#### DEPARTMENT OF HEALTH

##### Notice of Emergency Action

On September 20, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Roni Eliezer Dreszer, M.D., License #ME 103451. This Emergency Suspension Order was predicated upon the State Surgeon General'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 (2010).

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

Notice of Emergency Action

On September 20, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jeffrey Robert Perelman, M.D., License #ME 51866. This Emergency Suspension Order was predicated upon the State Surgeon General’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 (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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 Division 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 Agency Clerk as follows:

|                                |    |                                |
|--------------------------------|----|--------------------------------|
| By Mail or Facsimile           | OR | By Hand Delivery               |
| Agency Clerk                   |    | Agency Clerk                   |
| Office of Financial Regulation |    | Office of Financial Regulation |
| P. O. Box 8050                 |    | General Counsel’s Office       |
| Tallahassee, Florida           |    | The Fletcher Building          |
| 32314-8050                     |    | Suite 118                      |
| Phone: (850)410-9800           |    | 101 East Gaines Street,        |
| Fax: (850)410-9548             |    | Tallahassee, Florida           |
|                                |    | 32399-0379                     |
|                                |    | Phone: (850)410-9889           |

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., October 21, 2011):

APPLICATION TO MERGE

Constituent Institutions: American Momentum Bank, Tampa, Florida, and Brazos Valley Bank, National Association, College Station, Texas

Resulting Institution: American Momentum Bank

Received: September 20, 2011