

**STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS**

IN THE MATTER OF:

DCA Case No. DCA08-DEC-001

KAREN KALMAN
_____ /

RECOMMENDED ORDER OF DISMISSAL

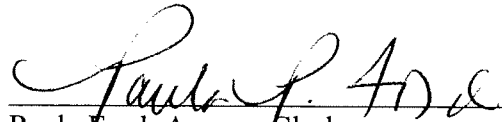
The Petitioner has advised that the Petitioner's substantial interest in the interpretation of the Florida Building Code no longer exists and that Petitioner wishes to withdraw or voluntarily dismiss the Petition for Declaratory Statement. The parties have also advised that there are no objections to dismissal of the Petition and that they have reached an agreement to bear their own costs and attorney's fees in this matter. Based on the foregoing representations of the parties, the undersigned Presiding Officer recommends that the Florida Building Commission dismiss the Petition for Declaratory Statement.

DONE AND ORDERED this 24th day of April 2008, in Tallahassee,
Florida.

Leslie Anderson-Adams
Leslie Anderson-Adams, Presiding Officer
Office of the General Counsel
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing has been filed with the Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below in the manner described, on this 24th day of April 2008.



Paula Ford, Agency Clerk

Copies furnished by U.S. Mail and e-mail to:

Thomas F. Pepe, Esquire
Attorney for the Petitioner
Pepe & Nemire, P.A.
1450 Madruga Avenue, Suite 202
Coral Gables, Florida 33146
pepenemirepa@bellsouth.net

Robert S. Fine, Esquire
Attorney for Fisher Island Holdings, L.L.C.
Greenberg Traurig, P.A.
1221 Brickell Avenue
Miami, Florida 33131
FineR@gtlaw.com

Rhonda Montoya Hasan, Esquire
First Assistant City Attorney
City of Miami Beach
1700 Convention Center Drive
Miami Beach, Florida 33139
RhondaMontoya@miamibeachfl.gov

Copies furnished by hand delivery to:

James Richmond, Esquire
Deputy General Counsel and
Attorney for the Florida Building Commission
Florida Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100