

LEE COUNTY LEGAL NOTICES

BUSINESS OBSERVER FORECLOSURE SALES

LEE COUNTY

Case No.	Sale Date	Case Name	Sale Address	Firm Name
20-CA-001052	02/26/2021	ARCPE 1 LLC vs. James Estimond et al	Lot 3, Blk 19 #5, Lehigh Estates, PB 15/85	McCalla Raymer Leibert Pierce, LLC
20-CC-002791	02/26/2021	Casa Ybel Beach and Racquet Club vs. Carl J Appelberg et al	Unit Week No. 38, Condominium Parcel No. 220	Belle, Michael J., P.A.
19-CA-006882	03/03/2021	Silver Lakes vs. Shane Allwood et al	Lot 54, Block D, of Gateway Parcel 23	Goede Adamczyk & DeBoest, PLLC
19-CA-004825	03/03/2021	The Money Source Inc vs. Victoria Mangiavillano etc et al	3521 SE 4th Pl, Cape Coral, FL 33904	Marinosci Law Group, P.A.
20-CC-002938	03/03/2021	Sanibel Cottages Condominium vs. Robert D Venturini et al	Unit/Week(s) No.(s) 23 in Condominium Parcel No.(s) 123	Belle, Michael J., P.A.
15-CA-050935	03/03/2021	Federal National Mortgage Association vs. Daniel E Ott et al	Lot 98, Tract MN, of Fountain Lakes, PB 52/94	eXL Legal PLLC
20-CC-003393	03/03/2021	Casa Ybel Beach and Racquet Club vs. Rosalind C Russell et al	Unit Week No. 39, in Condominium Parcel No. 211	Belle, Michael J., P.A.
19-CA-005976	03/03/2021	Amerihome Mortgage vs. Jessica R Stasinski et al	3370 Dandolo Cir, Cape Coral, FL 33909	Robertson, Anschutz, Schneid, Crane et al
14-CA-051498	03/03/2021	HSBC Bank USA vs. Dieufort J Pierre et al	Lot(s) 7, Block 4, Unit 1, Section 28, Township 45 South	Robertson, Anschutz, Schneid, Crane et al
20-CA-006820	03/03/2021	Innova Investment Group LLC vs. Deborah L Redditt et al	313 Buena Vista Blvd. Fort Myers, FL 33905	Estevez, Esquire; Matthew
19-CA-006914	03/04/2021	Freedom Mortgage Corporation vs. Patrick D Grieco et al	Lot 2, Blk 148, #43, Mirror Lakes, PB 27/130	Brock & Scott, PLLC
20-CC-003397	03/04/2021	Tortuga Beach vs. TFE Holdings LLC	Unit Week No. 36 in Condominium Parcel Number 101	Belle, Michael J., P.A.
20-CC-003396	03/04/2021	Tortuga Beach vs. Paul Murphy et al	Unit Week No. 39 in Condominium Parcel Number 139	Belle, Michael J., P.A.
20-CA-310	03/04/2021	Rose Acceptance Inc vs. Deborah Lynn Wasilak et al	1108 NW 24th Avenue, Cape Coral, Florida 33993	Tarokh Law PLLC
20-CC-2724	03/04/2021	Santa Luz Condominium vs. Travis L Anderson et al	Unit No. 201, Building 2, SANTA LUZ	Pavese Law Firm
19-CA-007419	03/04/2021	Reverse Mortgage Funding LLC vs. Sandra Cooley etc et al	Lot 12 of Candlewood Lake Estates, Unit 2	Greenspoon Marder, LLP (Ft Lauderdale)
19-CA-005579	03/04/2021	Freedom Mortgage vs. Jose Eduardo Fajardo Renteria et al	Lot 17, Block 41, Unit 9, Section 12, Township 45 South	Choice Legal Group P.A.
19-CA-001930	03/04/2021	Wilmington Savings Fund Society vs. Michael Himschoot et al	8980 Paseo De Valencia Street Fort Myers, FL 33908	Ghidotti Berger LLP
18-CA-002531	03/05/2021	Nationstar HECM vs. Mary Ackerman et al	1147 SW 14th Ter, Cape Coral, FL 33991	Marinosci Law Group, P.A.
36-2019-CA-005712	03/05/2021	US Bank Trust National vs. Paul E Duguay etc et al	15431 Huntington Ct., Fort Myers, FL 33912	Howard Law Group
19-CA-004370	03/10/2021	Regions Bank vs. John Allen et al	Lot 8, Timber Run, PB 63/53	Gibbons & Neuman
20-CC-004202	03/10/2021	MJRA Corporation vs. Lusviminda A Emralino et al	Lots 11 and 12, Block 5619, Unit 84	Horowitz, PA; Gregg M.
36-2019-CA-005058	03/10/2021	Nationstar Mortgage LLC vs. Loren Wilson etc et al	305 E Jersey Rd Lehigh Acres, FL 33936	Robertson, Anschutz, Schneid, Crane et al
26-2020-CA-000358	03/10/2021	Reverse Mortgage vs. The Estate of Candice Kelly et al	599 Captain Hendry Drive, Labelle, FL 33935	Robertson, Anschutz, Schneid, Crane et al
19-CA-008011	03/10/2021	US Bank Trust NA vs. Jose L Rodriguez etc et al	4933 S Galaxy Drive, Fort Myers, FL 33905	Robertson, Anschutz, Schneid, Crane et al
19-CA-008204	03/10/2021	Deutsche Bank Trust Company vs. Alberto Barba et al	18429 Columbine Rd, Fort Myers, FL 33967	Robertson, Anschutz, Schneid, Crane et al
2019CA006021	03/11/2021	First Federal Bank vs. Kenneth L Adams Jr etc et al	6117 Montego Bay Loop, Fort Myers, FL 33908	Quinteiros, Prieto, Wood & Boyer
20-CC-2718	03/11/2021	River Towers Condominium vs. Patricia W Dean et al	Unit 1-205, River Towers Condominium	Pavese Law Firm
2020CC1134	03/12/2021	First Bank vs. Richard A Henley Jr et ux	Lot 7C, Riverdale Ranches, an unrecorded subdivision	Watkins, Esq.; John Jay
36-2019-CA-008475	03/12/2021	Midfirst Bank vs. James Dalton Amici etc et al	Lot 22, Block 48, West 1/2 of Unit 10, Section 3	McCalla Raymer Leibert Pierce, LLC
19-CA-005346 Div: T	03/12/2021	The Bank of New York Mellon vs. Jeffrey C Deily etc et al	All of Lot 42 and the North 1/2 of Lot 43, Block 22	Logs Legal Group LLC (Boca Raton)
19-CA-006464	03/17/2021	Midfirst Bank vs. John T Elsenheimer et al	Lot 11, Block C, of Bayshore Estates, PB 34/140	eXL Legal PLLC
20-CA-004932	03/24/2021	Reverse Mortgage Funding vs. Estate of Edna Jean Wheeler	Lots 9, Block 31, of Fort Myers Villas, Unit No. 3B	Greenspoon Marder, LLP (Ft Lauderdale)
19-CA-002833	03/24/2021	Newrez LLC vs. Pearl Moulton et al	1543 Evans Avenue, Fort Myers, FL 33901	Padgett Law Group
19-CA-000117	03/24/2021	JPMorgan Chase Bank vs. Estate of Charles Carlo Lane Jr et al	Lot 2, Block 21, Unit 6, Section 35, Township 44 South	Kahane & Associates, P.A.
19-CA-005602	03/31/2021	The Bank of New York Mellon vs. Faniley Fuentes et al	609 Southeast 1st Street, Cape Coral, FL 33909	Deluca Law Group
18-CA-000402	04/05/2021	Deutsche Bank National Trust vs. Fanny I Macchi et al	Lot 41 and 42, Block 3328, of CAPE CORAL, UNIT 65	Tromberg, Morris & Poulin, PLLC
2019-CA-001326	04/08/2021	Bayview Loan Servicing vs. Theresa Perez etc et al	Lot 3, Blk 14 #3, Lehigh Estates, PB 15/83	Deluca Law Group
19-CA-004980	04/08/2021	Wells Fargo Bank vs. Estate of Mary Gilyard etc et al	Lots 2&3, Blk 6035, Cape Coral #95, PB 25/40	Brock & Scott, PLLC
19-CA-008508	04/08/2021	Specialized Loan Servicing LLC vs. Jonna M Campbell et al	Blk 32 #8, Sec 20, TS 44 S, Rng 27 E, Lehigh Acres, PB 15/28	McCalla Raymer Leibert Pierce, LLC
19-CA-001010	04/08/2021	The Bank of New York Mellon vs. Juan Bustillo et al	Lot 84, Deer Lake, Unit 2, PB 76/70	Padgett Law Group
19-CA-003416	04/08/2021	Bank of America NA vs. Melsa Skrapalliu et al	Unit 1521, Building 15, Condominium VII at Barletta	Padgett Law Group
19-CA-006299	04/08/2021	The Bank of New York Mellon vs. Albert Serio et al	Lot 15, Block 69, Unit 9, Section 29	Padgett Law Group
19-CA-004733	04/21/2021	US Bank National Association vs. Patrick T Lewis et al	Lots 30 and 31, Block 2384, Cape Coral, Unit 35	Tromberg, Morris & Poulin, PLLC
19-CA-002523	04/30/2021	Bank of America NA vs. Huyen Doan et al	Lot 79, Block B, Copper Oaks, PB 80/47	Tromberg, Morris & Poulin, PLLC
18-CA-003315	05/05/2021	Loandepot.com vs. Ronald Saracione et al	Lot 59, Block 1159 and Lot 1, Block 1160	Aldridge Pite, LLC
19-CA-007126	05/05/2021	PNC Bank vs. Sharon E Sutton etc et al	Unit Number 212, Building 2, of Baltusrol Village	Manley Deas Kochalski LLC
19-CA-000085	05/05/2021	SunTrust Bank vs. Kelly Ann Moore et al	The Westerly 70 feet of the South 100 feet of the West 1/2	Brock & Scott, PLLC
19-CA-006844	05/05/2021	Freedom Mortgage Corporation vs. Mark A Davis etc et al	Lots 32 and 33, Block 2192, Cape Coral Unit 33	Choice Legal Group P.A.
19-CA-005251	05/14/2021	Boyd Management LLC vs. MFB Holdings LLC et al	23155 Sanabria Loop, Bonita Springs, FL 34135	Acosta, Moore & Shrader, PLLC
19-CA-002794	05/26/2021	Wells Fargo Bank NA vs. The Estate of Richard A Daeda et al	Lot 13, Golfside Village, Section 27	Aldridge Pite, LLC
19-CA-008640	05/26/2021	US Bank National Association vs. Darlene D Dean et al	Lot 11, Block 7095, Sandoval-Phase 1 PB 79/15	Popkin & Rosaler, P.A.
362019CA003057A001CH	06/02/2021	The Bank of New York Mellon vs. Ingrid Plazas et al	Lot(s) 118 & 119, Block 1095, Unit 46	Diaz Anselmo Lindberg, P.A.

CHARLOTTE COUNTY

Case No.	Sale Date	Case Name	Sale Address	Firm Name
18001139CA	03/01/2021	Freedom Mortgage vs. Anthony M Disabatino et al	25354 Cadiz Dr., Punta Gorda, FL 33955	Robertson, Anschutz, Schneid, Crane et al
19-CA-000281	03/08/2021	Harvey Schonbrun vs. Theresa Raziano et al	2 Parcels, 2346 Beacon Drive & 3071 St. James Street	Schonbrun, Harvey, P.A.
08-2020-CA-000762	03/15/2021	Wilmington Savings vs. Leslie Shimmell et al	Lot 17, Blk 3754, Pt Char Subn, Scn 65, PB 6/3A	Diaz Anselmo Lindberg, P.A.
20000962CA	03/26/2021	U.S. Bank vs. Eric J Allen et al	21003 Lawson Ave., Port Charlotte, FL 33952	Heller & Zion, L.L.P. (Miami)
2020-CA-000890	03/29/2021	Wilmington Savings vs. Dawn M Ayala etc et al	25072 South Palisade Rd., Punta Gorda, FL 33983	McMichael Taylor Gray, LLC
19000227CA	04/07/2021	Bank of America vs. Matthew C Hinton et al	Lot 2, Blk 954, Punta Gorda Isles, Scn 21, PB 13/1A	Popkin & Rosaler, P.A.
20000033CC	05/07/2021	Rotonda West vs. Nicholas G Fasciana	Lot 98, Rotonda West-White Marsh, PB 8/17	Wideikis, Benedict & Berntsson, LLC



SAVE TIME

E-mail your Legal Notice
legal@businessobserverfl.com

WHAT ARE THEY TRYING TO HIDE?

KEEP PUBLIC NOTICES IN PUBLIC.

Public notices inform citizens of the changes that affect them and their community. Some state and local officials want to move these notices from newspapers to government-run websites, where they may not be easily accessed.

URGE FLORIDA LAWMAKERS TO OPPOSE HB 35 AND SB 402
These bills seek to eliminate the newspaper requirement for public notice and allow local governments to post notices on publicly accessible government websites and government access channels.

DON'T LET FLORIDA LAWMAKERS REMOVE YOUR RIGHT TO KNOW!
Call your legislators and voice your opinion today.

PUBLIC NOTICES NEED TO BE NOTICED

FLORIDA PUBLIC NOTICES

Business Observer

FIRST INSERTION

Notice Under Fictitious Name Law Pursuant to Section 865.09, Florida Statutes

NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Old Timerz Lawn Care : Located at 1827 SE 26th Ter : Lee County in the City of Cape Coral : Florida, 33904-3246 intends to register the said name with the Division of Corporations of the Florida Department of State, Tallahassee, Florida.

Dated at Cape Coral Florida, this February day of 23, 2021
Marion Robert A
February 26, 2021 21-00939L

FIRST INSERTION

Notice Under Fictitious Name Law According to Florida Statute Number 865.09

NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the Fictitious Name of SWFL Realty located at 4300 Ford Street Ext #100B in the City of Fort Myers, Lee County, FL 33916 intends to register the said name with the Division of Corporations of the Department of State, Tallahassee, Florida.

Dated this 23rd day of February, 2021.
Daphne Barbieri
February 26, 2021 21-00942L

FIRST INSERTION

Notice is hereby given that MARSHALL W. GIFFORD, OWNER, desiring to engage in business under the fictitious name of GIFFORD FINANCIAL located at 11800 VIA NOVELLI CT, MIROMAR LAKES, FLORIDA 33913 intends to register the said name in LEE county with the Division of Corporations, Florida Department of State, pursuant to section 865.09 of the Florida Statutes.

February 26, 2021 21-00909L

FIRST INSERTION

NOTICE OF PUBLIC SALE OF PERSONAL PROPERTY

Pursuant to the lien granted by the Florida Self-Storage Facility Act, notice is hereby given that the undersigned self-storage units will be sold at a public sale by competitive bidding, to satisfy the lien of the Lessor, with Metro Storage LLC as managing agent for Lessor, for rental and other charges due from the undersigned. The said property has been stored and is located at the respective address below. Units up for auction will be listed for public bidding on-line at www.StorageTreasures.com (Chris Rosa Auctioneer License AU 4167) beginning five days prior to the scheduled auction date and time. The terms of the sale will be by lot to the highest bidder for cash only. A 10% buyer's premium will be charged per unit. All sales are final. Metro Self Storage LLC reserves the right to withdraw any or all units, partial or entire, from the sale at any time before the sale or to refuse any bids. The property to be sold is described as "general household items" unless otherwise noted. All contents must be removed completely from the property within 48 hours or sooner or are deemed abandoned by bidder/buyer. Sale rules and regulations are available at the time of sale.

Property includes the storage unit contents belonging to the following tenants at the following locations:
Metro Self Storage
17701 Summerlin Road
Fort Myers, FL 33908

The bidding will close on the website StorageTreasures.com and a high bidder will be selected on March 16th, 2021 at 10AM

Occupant Name	Unit	Description of Property	
Steven Goodman	2085	Household Items	21-00901L

February 26; March 5, 2021

FIRST INSERTION

NOTICE TO CREDITORS IN THE CIRCUIT COURT FOR LEE COUNTY, FLORIDA PROBATE DIVISION Case No. 2021 CP 000099 AX IN RE; ESTATE OF: ARVADIA E. LOEWIT, Deceased.

The administration of the estate of Arvadia E. Loewit, deceased, whose date of death was August 25, 2020, is pending in the Circuit Court of Lee County, Florida, Probate Division, the address of which is P.O. Box 9346, Ft Myers, Florida 33902. The estate is testate. The names and addresses of the personal representative and the personal representative's attorney are set forth below.

All creditors of the decedent and other persons having claims or demands against decedent's estate on whom a copy of this Notice is required to be served must file their claims with this Court ON OR BEFORE THE LATER OF 3 MONTHS AFTER THE TIME OF THE FIRST PUBLICATION OF THIS NOTICE OR 30 DAYS AFTER

THE DATE OF SERVICE OF A COPY OF THIS NOTICE ON THEM.

All other creditors of the decedent and other persons having claims or demands against decedent's estate must file their claims with this Court WITHIN 3 MONTHS AFTER THE DATE OF THE FIRST PUBLICATION OF THIS NOTICE.

ALL CLAIMS NOT FILED WITHIN THE TIME PERIODS SET FORTH ABOVE, ANY CLAIM FILED TWO (2) YEARS OR MORE AFTER THE DECEDENT'S DATE OF DEATH IS BARRED.

The date of first publication of this notice is: February 26, 2021.

Personal Representative:
Debra D. Loewit
2010 Stewart Road
Xenia, Ohio 45385

Jonathan Davis Crick, Esquire
2425 Manatee Avenue West
Bradenton, FL 34205
FL Bar No: 0127307
Email: joncrick@gmail.com
Attorney for Personal Representative
By: Jonathan Davis Crick, Esquire
Feb. 26; Mar. 5, 2021 21-00930L

FIRST INSERTION

Notice is hereby given that JESSICA LYNN STEWMON, OWNER, desiring to engage in business under the fictitious name of DESERT CRUSH BOUTIQUE located at 5361 STALEY ROAD, FT MYERS, FLORIDA 33905 intends to register the said name in LEE county with the Division of Corporations, Florida Department of State, pursuant to section 865.09 of the Florida Statutes.

February 26, 2021 21-00917L

FIRST INSERTION

NOTICE OF ACTION RE: SAND CASTLE BEACH CLUB ASSOCIATION, INC LEE County, Florida Non-Judicial Timeshare foreclosure process

TO: Unit Owner(s) Last Known Address Unit Week(s) Amount due:
Dolores Miller and Ronald Fix
124 Garretson Avenue
Staten Island, NY 10304
114/40
\$576.00
215/42
\$677.34
Dolores Miller and Tammy De Filippo
124 Garretson Avenue
Staten Island, NJ 10304
215/41
\$717.34
Emil Goellner, III and Nancy Goellner
140 Sauk Drive
Batavia, IL 60510
111/28
\$573.00
Kristan Weinstein
5041 Hawkins Bluff Avenue
Davie, FL 33331
112/37
\$568.00

YOU ARE HEREBY NOTIFIED of an action for non-judicial foreclosure of timeshare units on the Claim of Lien on the following described real property, located in LEE County, Florida, to-wit:
Unit Numbers and Week Numbers (as set forth above) in SAND CASTLE BEACH CLUB, A Condominium, and all appurtenances thereto, according to the Declaration of Condominium thereof, as recorded in Official Records Book 1463, Page 2328 of the Public Records of Lee County, Florida and all amendments and exhibits thereto.

has been filed against you. If you fail to cure the default as set forth in this notice or take other appropriate action with regard to this foreclosure matter, you risk losing ownership of your timeshare interest through the trustee foreclosure procedure established in Section 721.855, Florida Statutes. You may choose to sign and send to the trustee an objection form, exercising your right to object to the use of the trustee foreclosure procedure. If you would like an Objection form, you should contact the undersigned Trustee, Thomas L Avrutis, Esquire, in writing. Upon the trustee's receipt of your signed objection form, the foreclosure of the lien with respect to the default specified in this notice shall be subject to the judicial foreclosure procedure only. You have the right to cure your default in the manner set forth in this notice at any time before the trustee's sale of your timeshare interest. Objections must be made in writing to:

Thomas L Avrutis, Esquire
TRUSTEE FOR SAND CASTLE BEACH CLUB ASSOCIATION, INC.
201 Fletcher Avenue, Second Floor
Sarasota, FL 34237

within 30 days of the first date of publication of this Notice.

If you do not object to the use of the trustee foreclosure procedure, you will not be subject to a deficiency judgment even if the proceeds from the sale of your timeshare interest are insufficient to offset the amounts secured by the lien.

Dated this 19th day of FEBRUARY, 2021.
Thomas L Avrutis, Esquire, TRUSTEE TRUSTEE FOR SAND CASTLE BEACH CLUB ASSOCIATION, INC.
Feb. 26; Mar. 5, 2021 21-00920L

FIRST INSERTION

NOTICE OF PUBLIC SALE OF PERSONAL PROPERTY

Pursuant to the lien granted by the Florida Self-Storage Facility Act, notice is hereby given that the undersigned self-storage units will be sold at a public sale by competitive bidding, to satisfy the lien of the Lessor, with Metro Storage LLC as managing agent for Lessor, for rental and other charges due from the undersigned. The said property has been stored and is located at the respective address below. Units up for auction will be listed for public bidding on-line at www.StorageTreasures.com (Chris Rosa Auctioneer License AU 4167) beginning five days prior to the scheduled auction date and time. The terms of the sale will be by lot to the highest bidder for cash only. A 10% buyer's premium will be charged per unit. All sales are final. Metro Self Storage LLC reserves the right to withdraw any or all units, partial or entire, from the sale at any time before the sale or to refuse any bids. The property to be sold is described as "general household items" unless otherwise noted. All contents must be removed completely from the property within 48 hours or sooner or are deemed abandoned by bidder/buyer. Sale rules and regulations are available at the time of sale.

Property includes the storage unit contents belonging to the following tenants at the following locations:
Metro Self Storage
17625 S Tamiami Trail
Fort Myers, FL 33908

The bidding will close on the website StorageTreasures.com and a high bidder will be selected on 03/16/2021 at 10AM

Occupant Name	Unit	Description of Property	
Lynn Torocco	C0016	Household Items	
Lynn Torocco	C0018	Household items	
Joseph Kinary	C0017	Household Items	
Premier Fence	C0253	Fence Materials	
Ezekiel Cutler	C1053	Household Items	
Geraldo Grimaldo	C0297	Household Items	21-00902L

February 26; March 5, 2021

SAVE TIME

E-mail your Legal Notice
legal@businessobserverfl.com

Sarasota / Manatee counties

Hillsborough County

Pasco County

Pinellas County

Polk County

Lee County

Collier County

Charlotte County

Wednesday 2PM Deadline
Friday Publication

Business Observer

FIRST INSERTION

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION NOTICE OF PERMIT ISSUANCE FOR ERP ACTIVITIES

The Department of Environmental Protection gives notice of the issuance of an environmental resource permit, 0379398-001 EL, to SC Gulf 5, LLC, to place 871 square feet of fill (0.02 acres) for a driveway at a single-family residence.

The activities authorized by this permit are located at 973 Prescott Street, Parcel ID number 13-46-23-01-00005.0050, Fort Myers Beach, Florida 33919, in Section 13, Township 46 South, Range 23 East, in Lee County. Mitigation will be purchased from Little Pine Island Mitigation Bank.

The application file is available online and can be accessed through the Department's Information Portal at: https://prodenv.dep.state.fl.us/DepNexus/public/electronic-documents/ERP_379398/gis-facility?search. If you have any questions or are experiencing difficulty viewing the electronic application, please call the South District office by phone at 239-344-5600 or by email at SouthDistrict@dep.state.fl.us.

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until a subsequent order of the Department. Because the administrative hearing process is designed to formulate final agency action, the subsequent order may modify or take a different position than this action.

Petition for Administrative Hearing
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. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing 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, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; 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 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; 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.

The petition 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, or via electronic correspondence

at Agency_Clerk@dep.state.fl.us. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition
In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 21 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 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

The failure to file a petition 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., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you do not publish notice of this action, this waiver may not apply to persons who have not received a clear point of entry.

Extension of Time
Under Rule 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, or via electronic correspondence at Agency_Clerk@dep.state.fl.us, before the deadline for filing a petition for an administrative hearing. 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.

Mediation
Mediation is not available in this proceeding.

FLAWAC Review
The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

Judicial Review
Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, 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 must be filed within 30 days from the date this action is filed with the Clerk of the Department.

February 26, 2021 21-00924L



WHAT ARE THEY TRYING TO HIDE?

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KEEP PUBLIC NOTICES IN PUBLIC.

The informed find public notices in newspapers. Don't place them inside government-run websites where they can be hidden and manipulated. Keep public notices front and center, in print, where they can be accessed and referenced.

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REMOVE YOUR RIGHT TO KNOW!**

Call your legislators and voice your opinion today.



To learn more, visit www.floridapublicnotices.com