



**STATE OF FLORIDA  
AGENCY FOR HEALTH CARE ADMINISTRATION  
OFFICE OF FAIR HEARINGS**

**FILED**

May 24, 2023, 10:46 am  
OFFICE OF FAIR HEARINGS

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**PETITIONER,**

**AHCA Case No.: 23-FH0660**

**vs.**

**DENTAQUEST OF FLORIDA, INC.,**

**RESPONDENT.**

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**FINAL ORDER OF DISMISSAL**

On March 23, 2023, the Office of Fair Hearings received a request for a Fair Hearing from ██████████ (“Petitioner’s Authorized Representative”). Subsequently, a Fair Hearing was held on May 3, 2023. It was discovered after the Fair Hearing that the request for the Fair Hearing was not made within 120 days of the date the Notice of Plan Appeal Resolution (“NPAR”) that was sent to Petitioner, as required by Rule 59G-1.100(8)(g), Florida Administrative Code. In the instant case, the NPAR is dated September 27, 2022. The Petitioner’s Authorized Representative requested the Fair Hearing on March 23, 2023, which is more than 120 days from September 27, 2022.

On May 4, 2023, the undersigned issued an Order to Show Cause (“Order”) why the Fair Hearing request should not be dismissed for failure to comply with Rule 59G-1.100(8)(g), Florida Administrative Code. Since the Fair Hearing was already held, the Order notified Petitioner’s Authorized Representative that failure to submit documentation to show why the Fair Hearing request was untimely would result in dismissal of the case.

In this case, the Office of Fair Hearings did not receive, on or before May 15, 2023, a response with documentation to show why the request for the Fair Hearing was untimely.

Based on the foregoing,

**IT IS THEREFORE ORDERED AND ADJUDGED THAT:**

This case is dismissed without prejudice and is now closed.

**DONE AND ORDERED** this 24th day of May, 2023, in Tallahassee, Leon County, Florida.



Debbie K. Winicki  
23-FH0660  
2023.05.24 08:31:30  
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**DEBBIE WINICKI, Hearing Officer**  
**Agency for Health Care Administration**  
**Office of Fair Hearings**  
**2727 Mahan Drive, Mail Stop # 11**  
**Tallahassee, FL 32308-5407**

**NOTICE OF A RIGHT TO JUDICIAL REVIEW**

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW, WHICH SHALL BE INSTITUTED BY FILING THE ORIGINAL NOTICE OF APPEAL WITH THE AGENCY CLERK OF AHCA, AND A COPY, ALONG WITH THE FILING FEE PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE AGENCY MAINTAINS ITS HEADQUARTERS OR WHERE A PARTY RESIDES. REVIEW PROCEEDINGS SHALL BE CONDUCTED IN ACCORDANCE WITH THE FLORIDA APPELLATE RULES. THE NOTICE OF APPEAL MUST BE FILED WITHIN 30 DAYS OF THE RENDITION OF THE ORDER TO BE REVIEWED.

**COPIES FURNISHED TO:**

[REDACTED]

**DentaQuest of Florida, Inc.**  
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**AHCA Medicaid Hearing Unit**  
**MedicaidHearingUnit@ahca.myflorida.com**