

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS
OFFICE OF THE JUDGES OF COMPENSATION CLAIMS
FORT LAUDERDALE DISTRICT

Allen Green
Employee/Claimant,

OJCC Case No.: 15-008597IF

vs.

Accident date: 4/2/2015

Michelle's Café and
Technology Insurance Company,
Employer/Carrier

Judge: Iliana Forte

FINAL ORDER DISMISSING PETITION FOR BENEFITS

This matter came before me, the undersigned Judge of Compensation Claims, on November 10, 2015 for a Show Cause Hearing. Joseph Kessler, Esquire appeared on behalf of the Employer/Carrier ("E/C"). The Claimant failed to appear.

PROCEDURAL BACKGROUND

A Petition for Benefits on behalf of the Claimant was filed on 4/17/2015 by Scott Cohen, Esq. Shortly thereafter, Mr. Cohen withdrew as counsel of record effective 5/13/2015. A mediation conference was scheduled for 8/5/2015. The Claimant did not appear to the 8/5/2015 mediation, however, on 8/5/2015 he wrote to the undersigned suggesting that after speaking with Mediator Johnson, everything seemed fine on his case. The E/C appeared to the mediation, and

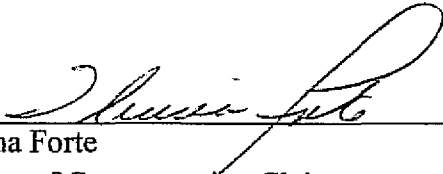
consequently, the E/C filed a Motion to Enter Order to Show Cause. Due to the circumstances a status conference was scheduled for 9/10/2015.

On 9/10/2015, a Notice of Appearance on behalf of the Claimant was entered by Neil Broderick, Esq. who attended the status conference. E/C's Motion was denied and the mediation conference was rescheduled for 9/30/2015 and re-scheduled for 10/16/2015. On 10/16/2015 both attorneys appeared telephonically to the mediation, but the Claimant was a no show. An Order to Show Cause for Failure to Attend Mediation Conference was entered on 10/16/2015 ordering the Claimant within 10 days to show cause for his non-appearance. Mr. Broderick withdrew as counsel effective 10/19/2015. No response was received from the Claimant and a Show Cause Hearing was scheduled for 11/10/2015. The Claimant failed to appear at the hearing.

WHEREFORE, IT IS HEREBY ORDERED AND ADJUDGED that:

1. That the Petition for Benefits filed with DOAH on 4/17/2015 is hereby dismissed without prejudice.

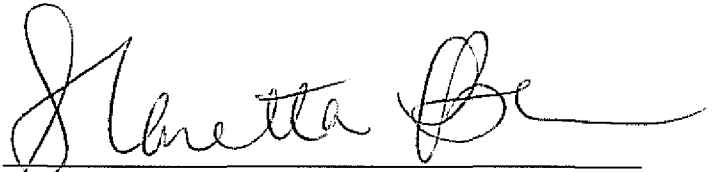
DONE AND ORDERED this 10th day of November, 2015, in Lauderdale Lakes, Broward County, Florida.



Iliana Forte
Judge of Compensation Claims
Division of Administrative Hearings
Office of the Judges of Compensation Claims
Ft. Lauderdale District Office
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Lauderdale Lakes, Florida 33319
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Order was entered by the Judge of Compensation Claims and a copy was served by electronic transmission on this 10th day of November, 2015, to the parties' counsel of record or by mail if parties are unrepresented.



Secretary to the JUDGE OF COMPENSATION

COPIES FURNISHED:

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