

# Third District Court of Appeal

State of Florida, January Term, A.D. 2010

Opinion filed January 27, 2010.

Not final until disposition of timely filed motion for rehearing.

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No. 3D09-1542

Lower Tribunal No. 08-276

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**Americare Home Healthcare Services, Inc.,**  
Appellant,

vs.

**The State of Florida, Department of Financial Services, Division of  
Workers' Compensation,**  
Appellee.

An Appeal from the State of Florida, Department of Financial Services,  
Division of Workers' Compensation.

Joseph Perea, for appellant.

Timothy L. Newhall, Assistant General Counsel, Department of Financial  
Services, Division of Legal Services, for appellee.

Before GERSTEN, SUAREZ, and CORTIÑAS, JJ.

PER CURIAM.

Affirmed. See Patz v. Dep't of Health, 864 So. 2d 79 (Fla. 3d DCA 2003).