

IN THE DISTRICT COURT OF APPEAL  
FIRST DISTRICT, STATE OF FLORIDA

FLORIDA DEPARTMENT OF  
CORRECTIONS,

Appellant,

NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED

v.

CASE NO. 1D11-3287

JASON SCHWARZ and  
PUBLIC EMPLOYEES  
RELATIONS COMMISSION,

Appellees.

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FLORIDA DEPARTMENT OF  
CORRECTIONS,

Appellant,

v.

CASE NO. 1D12-4130

DAVID WARRILOW and  
PUBLIC EMPLOYEES  
RELATIONS COMMISSION,

Appellees.

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FLORIDA DEPARTMENT OF  
CORRECTIONS,

Appellant,

v.

CASE NO. 1D12-4131

STEVEN HOPKINS and  
PUBLIC EMPLOYEES  
RELATIONS COMMISSION,

Appellees.

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FLORIDA DEPARTMENT OF  
CORRECTIONS,

Appellant,

v.

CASE NO. 1D12-4132

SCOTT STEWART and  
PUBLIC EMPLOYEES  
RELATIONS COMMISSION,

Appellees.

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FLORIDA DEPARTMENT OF  
CORRECTIONS,

Appellant,

v.

CASE NO. 1D12-4133

CHARLES KRAUS and  
PUBLIC EMPLOYEES  
RELATIONS COMMISSION,

Appellees.

Opinion filed September 13, 2012.

An appeal from an order of the Public Employees Relations Commission.

Jennifer Parker, General Counsel, Rana Wallace, Assistant General Counsel, and Todd E. Studley, Assistant General Counsel, Tallahassee, for Appellant.

Benjamin H. Yormak of Yormak Employment & Disability Law Group, Bonita Springs, for Appellee Jason Schwarz; Rhea P. Grossman of Rhea P. Grossman, P.A., Fort Lauderdale and James C. Casey, Law Offices of Slesnick & Casey, LLP, Coral Gables, for Appellees Steven Hopkins, Scott Stewart, Charles Kraus & David Warrilow; Suzanne M. Choppin, Staff Attorney for Appellee Public Employees Relations Commission.

PER CURIAM.

AFFIRMED. See Bracey v. Dep't of Children & Families, 764 So. 2d 905, 905 (Fla. 5th DCA 2000) (“PERC was required to affirm the factual findings of negligence made by the hearing officer if such findings are supported by competent substantial evidence.”); Crawley v. Dep't of Highway Safety & Motor Vehicles, 616 So. 2d 1061, 1063 (Fla. 1st DCA 1993) (“The determination of whether appellant’s violation of policy was willful is a factual determination to be made by the hearing officer. PERC may not reject the hearing officer’s finding unless there is no competent, substantial evidence from which the finding could reasonably be inferred.”).

BENTON, C.J., DAVIS, and MARSTILLER, JJ., CONCUR.