

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

EVIDENCE-BASED  
ASSOCIATES,

Petitioner,

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

CASE NO. 1D13-0852

v.

STATE OF FLORIDA,  
DEPARTMENT OF JUVENILE  
JUSTICE,

Respondent.

\_\_\_\_\_ /

Opinion filed March 4, 2013.

Petition to Review Non-Final Agency Action -- Original Jurisdiction.

Robert H. Hosay and James A. McKee of Foley & Lardner, LLP, Tallahassee, for  
Petitioner.

John Milla, Assistant General Counsel, Department of Juvenile Justice, Tallahassee,  
for Respondent.

PER CURIAM.

We find that the Department of Juvenile Justice's Certification Memorandum

fails to satisfy the statutory standard of Section 120.57(3)(c), Florida Statutes. See Cianbro Corp. v. Jacksonville Transportation Authority, 473 So. 2d 209 (Fla. 1st DCA 1985). The petition for review of non-final agency action is therefore GRANTED and the Department's Certification memorandum is QUASHED. The statutory stay shall remain in effect pending resolution of bid protest proceedings.

WOLF, THOMAS and ROBERTS, JJ., CONCUR.