

STATE OF FLORIDA  
COMMISSION ON HUMAN RELATIONS

FILED  
04 FEB 27 AM 9:21  
DIVISION OF  
ADMINISTRATIVE  
HEARINGS

ALMA E. CAZOBON,

EEOC Case No. NONE

Petitioner,

FCHR Case No. 21-03660

v.

DOAH Case No. 03-1713

A. DUDA & SONS, INC.,

FCHR Order No. 04-010

Respondent.

*DSM-closed*

**FINAL ORDER DISMISSING PETITION FOR  
RELIEF FROM AN UNLAWFUL EMPLOYMENT PRACTICE**

This matter is before the Commission for consideration of the Recommended Order of Dismissal, dated August 21, 2003, issued in the above-styled matter by Administrative Law Judge Daniel Manry.

Findings of Fact and Conclusions of Law

Judge Manry's Recommended Order of Dismissal reflects that, during a case management conference, Petitioner "stated that she did not wish to proceed any further in this case because she could not proceed without an attorney and could not afford to retain an attorney." Consequently, Judge Manry recommended the Commission issue a final order dismissing the Petition for Relief, based on Petitioner's request not to proceed further in this matter.

Noting that the Commission's rules reflect that a Petition for Relief may be dismissed by Petitioner, during hearing, by stating on the record, a notice of dismissal, at any time before the Commission takes final action (see Fla. Admin. Code R. 60Y-5.008(10)), we adopt the Administrative Law Judge's finding as to the Petitioner's desire not to proceed further, and adopt the Administrative Law Judge's recommended disposition of the matter.

Exceptions

Neither party filed exceptions to the Administrative Law Judge's Recommended Order of Dismissal.

Dismissal


The Petition for Relief and Complaint of Discrimination are DISMISSED with prejudice. The parties have the right to seek judicial review of this Order. The Commission and the appropriate District Court of Appeal must receive notice of appeal within 30 days of the date this

Order is filed with the Clerk of the Commission. Explanation of the right of appeal is found in Section 120.68, Florida Statutes, and in the Florida Rules of Appellate Procedure 9.110.

DONE AND ORDERED this 26<sup>th</sup> day of February, 2004.  
FOR THE FLORIDA COMMISSION ON HUMAN RELATIONS:

Commissioner Billy Whitefox Stall, Panel Chairperson;  
Commissioner Gilbert M. Singer; and  
Commissioner P. C. Wu

Filed this 26<sup>th</sup> day of February, 2004,  
in Tallahassee, Florida.

  
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Violet Crawford, Clerk  
Commission on Human Relations  
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Ford & Harrison, LLP  
300 South Orange Avenue, Suite 1300  
Orlando, FL 32801

Daniel Manry, Administrative Law Judge, DOAH

James Mallue, Legal Advisor for Commission Panel

I HEREBY CERTIFY that a copy of the foregoing has been mailed to the above listed addressees this 26<sup>th</sup> day of February, 2004.

By: Violet Crawford  
Clerk of the Commission  
Florida Commission on Human Relations