

**STATE OF FLORIDA  
STATE BOARD OF ADMINISTRATION**

KENDRICK GARDNER )  
 )  
           Petitioner, )  
 )  
 vs. )  
 )  
 STATE BOARD OF ADMINISTRATION, )  
 )  
           Respondent. )  
 \_\_\_\_\_ )

SBA Case No. 2020-0441

**FINAL ORDER OF DISMISSAL**

During his scheduled hearing on January 5, 2021, the *pro se* Petitioner, Kendrick Gardner, expressed a desire to withdraw his Petition for Hearing. In response, the Presiding Officer entered a Recommended Order of Dismissal, which is attached as Exhibit A. The matter is now pending before the Chief of Defined Contribution Programs for final agency action.

**ORDERED**

This Final Order of Dismissal is entered, based on Petitioner's voluntary withdrawal of his Petition for Hearing that initiated the case.

Any party to this proceeding has the right to seek judicial review of the Final Order pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the State Board of Administration in the Office of the General Counsel, State Board of Administration, 1801 Hermitage Boulevard, Suite 100, Tallahassee, Florida, 32308, and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with

the appropriate District Court of Appeal. The Notice of Appeal must be filed within thirty (30) days from the date the Final Order is filed with the Clerk of the State Board of Administration.

DONE AND ORDERED this 17 day of February, 2021, in Tallahassee, Florida.

**STATE OF FLORIDA  
STATE BOARD OF ADMINISTRATION**



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**Daniel Beard**  
Chief of Defined Contribution Programs  
State Board of Administration  
1801 Hermitage Boulevard, Suite 100  
Tallahassee, Florida 32308  
(850) 488-4406

FILED ON THIS DATE PURSUANT TO  
SECTION 120.52, FLORIDA STATUTES  
WITH THE DESIGNATED CLERK OF THE  
STATE BOARD OF ADMINISTRATION,  
RECEIPT OF WHICH IS HEREBY  
ACKNOWLEDGED.

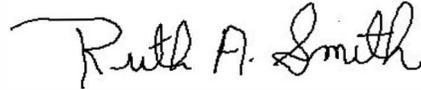


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Tina Joanos  
Agency Clerk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order of Dismissal was sent to the *pro se* Petitioner, Kendrick Gardner, via electronic mail to [REDACTED] and by U.P.S. to [REDACTED] and by email transmission to Deborah Minnis, Esq. ([dminnis@ausley.com](mailto:dminnis@ausley.com)) and Ruth Vafek ([rvafek@ausley.com](mailto:rvafek@ausley.com)), [jmcvaney@ausley.com](mailto:jmcvaney@ausley.com), Ausley & McMullen, P.A., 123 South Calhoun Street, P.O. Box 391, Tallahassee, Florida 32301, this 17 day of February, 2021.



\_\_\_\_\_  
Ruth A. Smith  
Assistant General Counsel  
State Board of Administration of Florida  
1801 Hermitage Boulevard  
Suite 100  
Tallahassee, FL 32308

STATE OF FLORIDA  
STATE BOARD OF ADMINISTRATION

KENDRICK GARDNER,

Petitioner,

vs.

CASE NO. 2020-0441

STATE BOARD OF ADMINISTRATION,

Respondent.

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**RECOMMENDED ORDER OF DISMISSAL**

In accordance with Petitioner's preference expressed at hearing on January 5, 2021 that his Petition be withdrawn, and it appearing that there is no cognizable dispute at this time, I recommend that this matter be dismissed without prejudice.

DONE AND ORDERED this 7th day of January, 2021 in Tallahassee, Leon County, Florida.

/s/ Anne Longman

Anne Longman, Esquire

Presiding Officer

For the State Board of Administration

Lewis, Longman & Walker, P.A.

315 South Calhoun Street, Suite 830

Tallahassee, FL 32301-1872

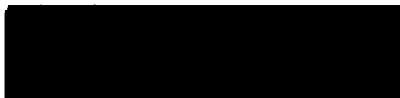
alongman@llw-law.com

EXHIBIT A

Filed via electronic delivery with:  
Agency Clerk  
Office of the General Counsel  
Florida State Board of Administration  
1801 Hermitage Boulevard, Suite 100  
Tallahassee, FL 32308  
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COPIES FURNISHED via electronic mail and U.S. Mail to:

Kendrick F. Gardner



Petitioner

and by electronic mail to:

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Counsel for Respondent