

1 **IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

2  
3 John Klemmer,

No. 16F-H1616006-BFS

4 Petitioner

**CERTIFICATION OF DECISION  
OF ADMINISTRATIVE  
LAW JUDGE**

5 vs

6  
7 Caribbean Gardens Association

8 Respondent

9  
10  
11 I have reviewed the records of the Office of Administrative Hearings and as co-  
12 custodian of such records have determined:

- 13
- 14 1. On August 22, 2016, the Administrative Law Judge Decision in the above entitled  
15 matter was transmitted to the Department of Fire Building and Life Safety by  
16 electronic filing.  
17
  - 18 2. Pursuant to A.R.S. § 41-1092.08 and A.R.S. § 1-243, the Department of Fire  
19 Building and Life Safety had until September 26, 2016 to accept, reject or modify the  
20 Administrative Law Judge Decision, as evidenced by receipt of such action by the  
21 Office of Administrative Hearings.  
22
  - 23 3. No action by the Department of Fire Building and Life Safety was received by the  
24 Office of Administrative Hearings as of September 26, 2016.  
25

26 Therefore, pursuant to A.R.S. § 41-1092.08(D), the attached Administrative Law Judge  
27 Decision is certified as the final administrative decision of the Department of Fire  
28 Building and Life Safety.  
29  
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1  
2 **NOTICE**

3 Rights for Rehearing or judicial review will be lost without action taken in a timely  
4 manner. A Party has the right to request a rehearing from the Department of Fire  
5 Building and Life Safety pursuant to A.R.S. § 41-1092.09(A). In addition, the matter  
6 may be reviewed by the Superior Court, pursuant to A.R.S. § 41-1092.08(H), although a  
7 party may be required to seek a rehearing from the Department of Fire Building and Life  
8 Safety before petitioning the Superior Court for such review. See A.R.S. § 41-  
9 1092.09(B). Further rights may be lost without action taken in a timely manner. Parties  
10 may wish to review these statutes as quickly as possible after receipt of this notice. The  
11 relevant statutes may be found at the local library or on the internet at:

12 <http://www.azleg.state.az.us/ArizonaRevisedStatutes.asp>.

13 Not later than ten days after a complaint for judicial review of an administrative decision  
14 is filed with the Superior Court, the party who filed the complaint must file a notice of the  
15 action with the Office of Administrative Hearings.

16 Done this day, October 6, 2016.

17  
18 /s/ Greg Hanchett  
19 Interim Director

20  
21 Copy mailed/e-mailed/faxed October 6, 2016 to:

22  
23 Judy Lowe, Commissioner  
24 Attn: Louis Dettorre  
25 Arizona Department of Real Estate  
26 2910 North 44th Street, Room 100  
27 Phoenix, AZ 85018

28 Copy mailed October 6, 2016 to:

29  
30 John Klemmer  
1901 E. Missouri Ave., #101  
Phoenix, AZ 85016

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Caribbean Gardens Homeowners Association  
c/o Carpenter, Hazlewood, Delgado & Bolen, PLC  
1400 E. Southern Ave., Suite 400  
Tempe, AZ 85282

By Rosella J. Rodriguez