

FILED	
Department of Business and Professional Regulation Deputy Agency Clerk	
CLERK	Brandon Nichols
Date	4/21/2015
File #	

**STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
BOARD OF PILOT COMMISSIONERS
PILOTAGE RATE REVIEW COMMITTEE**

In re: Application for a Change in

Rates of Pilotage at Port of Miami,
filed by the Florida-Caribbean
Cruise Association

Case No.: PRRC 2014-A
DCA Case No. 1D14-3974

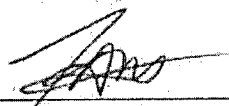
ORDER OF COMMISSIONER ENRIQUE MIGUEZ ON THE
BISCAYNE BAY PILOTS' ASSOCIATION MOTION TO DISQUALIFY

On July 24, 2014, the Biscayne Bay Pilots Association (BBP) filed its MOTION AND SUGGESTION TO DISQUALIFY COMMISSIONERS BURKE AND MIGUEZ AND REQUEST FOR CONTINUANCE OF PUBLIC HEARING. On July 31, 2014 at a duly noticed and convened meeting of the Board of Pilot Commissioners, Pilotage Rate Review Committee, the Committee denied that Motion on procedural grounds. That denial was challenged by Biscayne Bay Pilots, Inc. in a Petition for Writ of Prohibition which was denied by the First District Court of Appeal in Case No. 1D14-3974 on April 8, 2015.

At the July 31, 2014 meeting, in consideration of the aforementioned motion, I stated on the record that I declined to disqualify myself in this matter. In the interest of efficiently moving this case forward, I will now treat the Motion as one to disqualify myself and Commissioner Burke individually. THEREFORE:

Insofar as the above referenced motion relates to my participation in the above styled matter, said motion is DENIED.

By ORDER of Commissioner Enrique Miguez this 17th day of April, 2015.



Commissioner Enrique Miguez

NOTICE OF FURTHER PROCEEDINGS OR JUDICIAL REVIEW

Pursuant to Section 120.68(1), Florida Statutes, any party that is adversely affected by this Order, which is preliminary, procedural or intermediate in nature, may request judicial review if review of the final agency action would not provide an adequate remedy on appeal.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by electronic mail to: **Donna E. Blanton**, Radey Law Firm, 301 South Bronough, Ste. 200, Tallahassee, Florida 32301, dblanton@radeylaw.com; **Robert D. Peltz**, The Peltz Law Firm, P.O. Box 56-0003, Miami, Florida 33256, rpeltzlaw@gmail.com; **Warren H. Husband**, Metz, Husband & Daughton, 215 S. Monroe Street, Suite 505, Tallahassee, Florida 32301, whh@metzlaw.com; **Thomas F. Panza** and **Greg McDermott**, Panza Maurer & Maynard, 3600 North Federal Highway, 3rd Floor, Ft. Lauderdale, Florida 33308, tpanza@panzamaurer.com, gmcdermott@panzamaurer.com; and **George Meros**, **Andy Bardos** and **James Timothy Moore, Jr.**, GrayRobinson, P. A., P. O. Box 1189, Tallahassee, Florida 32302-3189, George.Meros@gray-robinson.com, Andy.Bardos@gray-robinson.com, Tim.Moore@gray-robinson.com, on this 21st day of April, 2015.


Brandon M. Nibbel