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IN THE THIRD DISTRICT COURT OF APPEAL

FILED
04 JUL 26 PM 12:23
CLERK OF
ADMINISTRATIVE
HEARINGS

FRANZ A. WAKEFIELD

V.

CORDIS CORPORATION
A JOHNSON & JOHNSON CO.

PETITIONER/APPELLANT.

RESPONDENT/APPELLEE.

3 DCA CASE NO:
LOWER TRIBUNALS:
[DOAH]
{FCHR}

3D04 - 1155

04 - 0758

23 - 01495

*mmp
closed*

04 JUL 22 PM 2:31

MOTION FOR REHEARING; CLARIFICATION; &
CERTIFICATION PURSUANT TO FLA. R. APP. P.
9.330



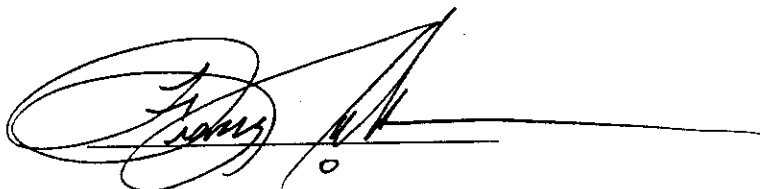
FRANZ A. WAKEFIELD
-----PRO SE

PRESIDENT & CHIEF PRODUCT DESIGN ENGINEER
COOLTVNETWORK.COM™, INC.
17731 NORTH WEST 14TH COURT
MIAMI, FLORIDA 33169
VOICE: 305 + 624.3282
FRANZWAKEFIELD@HOTMAIL.COM

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served by hand, U.S. Mail, on Cordis Corporation, a Johnson & Johnson company, The Division of Administrative Hearings, and filed with The Third District Court of Appeals, this

22nd day of July 2004.

A handwritten signature in black ink, appearing to read 'Franz A. Wakefield', is written over a horizontal line.

Mr. Franz A. Wakefield, Pro Se.

17731 North West 14th. Court

Miami, Florida 33169.

CORDIS CORPORATION

Eric S. Roth, Esquire

14201 North West 60th Avenue

Miami Lakes, Florida 33014

Division of Administrative Hearings

Ann Cole, Clerk of the Division

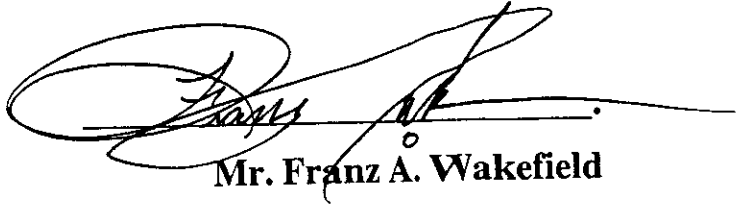
The De Soto Building

1230 Apalachee Parkway

Tallahassee, Florida 32399 – 3060

Certificate of Compliance

I hereby certify that the Notice of Appeal complies with the font requirements of RULE 9.100 [FRAP].

A handwritten signature in black ink, appearing to read 'Franz A. Wakefield', is written over a horizontal line.

Mr. Franz A. Wakefield

-----Pro Se-----

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Miami, Florida 33169

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IN THE DISTRICT COURT OF APPEAL OF FLORIDA
THIRD DISTRICT

FILED
04 JUL 26 PM 12:23
CLERK OF THE
ADMINISTRATIVE
HEARINGS

Mr. FRANZ A. WAKEFIELD
APPELLANT/PETITIONER.

)
)
)

V.

) CASE №: 3D04-1155

)

CORDIS CORPORATION
A JOHNSON & JOHNSON CO.
APPELLEE/RESPONDENT.

) Lower Tribunal: DOAH [04-0758]
) FCHR [23 – 01495]
)

MOTION FOR REHEARING; CLARIFICATION; CERTIFICATION

PURSUANT TO FLA. R. APP. P. 9.330

HONORABLE APPELLATTE BOARD THIS MOTION FOR
REHEARING; CLARIFICATION & CERTIFICATION (OF THE ORDER
ISSUED ON 7/19/04) IS FOR THE PURPOSE OF ENSURING THAT
THE PROPER ADMINISTRATION OF JUSTICE IS ADJUDGED IN
THIS DISCRIMINATION CASE ON APPEAL. THIS MOTION IS FOR
REHEARING AND CONSIDERATION OF THE AUTHORITIES, FACTS,
LAWS, AND EVIDENCE PRESENTED TO THIS COURT THROUGH
THE FILING OF THE FOLLOWING:

1. "MOTION TO OVERRULE APPELLEE'S MOTION TO DISMISS, AND MOTION TO COMPEL THE FILING OF THE COMPLETE RECORD AND INDEX FROM THE LOWER TRIBUNAL FOR THE CASE ON APPEAL;" AND ATTACHMENTS. (FILED ON 6/1/04 WITH CLERK ROSEMARY, & HONORABLE JOHN G. FLETCHER)
2. THE APPELLANT "INITIAL BRIEF," AND ATTACHMENTS. (FILED ON 7/16/04 AT 3:27 P:M)

THE SUPPLEMENTAL INFORMATION (AUTHORITIES, FACTS, STATE STATUTES, CONSTITUTIONAL LAWS, AND EVIDENCE) IS SIGNIFICANT TO THE ISSUES RAISED ON APPEAL.

APPELLANT ALSO REQUEST THE APPELLATE BOARD SERVE AN OPINION ON THE ISSUES JUDGED. IT IS THE REQUEST OF APPELLANT THAT THE APPELLATE BOARD DELIVER A WRITTEN OPINION, BECAUSE A WRITTEN OPINION WOULD PROVIDE A LEGITIMATE BASIS FOR SUPREME COURT REVIEW. JUST AS THE WRITTEN OPINION FROM THE DIVISION OF

ADMINISTRATIVE HEARINGS¹, ISSUED ON 4/6/04, WOULD PROVIDE BASIS FOR A FINAL AGENCY ACTION BY THE FLORIDA COMMISSION ON HUMAN RELATIONS² (FCHR NOTICE OF DISMISSAL 4/08/04).

¹STATEMENT OF AGENCY ORGANIZATION & OPERATION

THE DIVISION OF ADMINISTRATIVE HEARINGS (DOAH) PROVIDES INDEPENDENT ADMINISTRATIVE LAW JUDGES TO CONDUCT HEARINGS PURSUANT TO SECTIONS 120.569 & 120.57(1), FLORIDA STATUTES, PURSUANT TO OTHER LAW, AND UNDER CONTRACT WITH GOVERNMENTAL ENTITIES. THE ADMINISTRATIVE LAW JUDGES ARE NOT SUBJECT TO CONTROL, SUPERVISION, OR DIRECTION BY ANY PARTY OR ANY DEPARTMENT OR COMMISSION OF THE STATE GOVERNMENT. THE DIVISION IS ESTABLISHED WITHIN THE DEPARTMENT OF MANAGEMENT SERVICES FOR PROVISION OF SUPPORT SERVICES ONLY.

(WWW.DOAH.STATE.FL.US/INTERNET/DEFAULT.CFM)

²HOW THE PROCESS WORKS

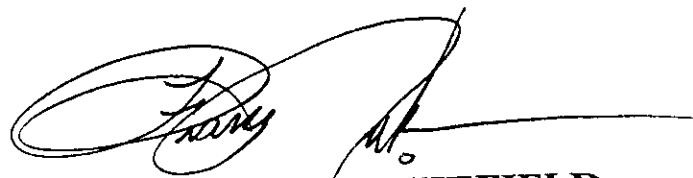
A CASE IS INITIATED BY DOAH WHEN A CITY, COUNTY, OR INDEPENDENT GOVERNMENTAL ENTITY FORWARDS A REQUEST FOR HEARING THAT INCLUDES ALL DOCUMENTS RELATING TO THE HEARING, INCLUDING THE AGENCY'S ORDINANCE OR LAW GOVERNING THE QUESTION...THEREAFTER THE ASSIGNED ADMINISTRATIVE LAW JUDGE SETS THE CASE FOR HEARING...THE HEARING WILL BE CONDUCTED PURSUANT TO CHAPTER 120, FLORIDA STATUTES AND CHAPTER 28-106, FLORIDA ADMINISTRATIVE CODE...(WWW.DOAH.STATE.FL.US/INTERNET/DEFAULT.CFM)

I EXPRESS A BELIEF, BASED UPON A REASONED AND STUDIED
PROFESSIONAL JUDGEMENT, THAT A WRITTEN OPINION WILL
PROVIDE A LEGITIMATE BASIS FOR SUPREME COURT REVIEW
PURSUANT TO:

1. FLA. R. APP. P. 9.030 (a) (ii)

- I. FLORIDA STATUTES § 760.01
- II. FLORIDA STATUTES § 760.05
- III. FLORIDA STATUTES § 760.11 (5)
- IV. FLORIDA STATUTES (2001) § 760.11 (3)
- V. ARTICLE V AMENDMENT XIV, SECTION 1 (U.S.C.)
- VI. 42 U.S.C CHAPTER 21 CIVIL RIGHTS

IN CONCLUSION, APPELLANT HUMBLY REQUESTS REHEARING,
CLARIFICATION, CERTIFICATION, AND THE ISSUANCE OF A
WRITTEN OPINION, PURSUANT TO FLA. R. APP. P. 9.330.



FRANZ A. WAKEFIELD

-----PRO SE

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