

**STATE OF FLORIDA
FLORIDA HOUSING FINANCE CORPORATION**

In Re: Midtown Delray, LLC and
Ascot Development, LLC,

FHFC Case No. : 2008-042VW

ORDER CLOSING FILE

THIS CAUSE came on for consideration and final action before the Board of Directors of Florida Housing Finance Corporation on August 8, 2008, to consider Midtown Delray, LLC and Ascot Development LLC's withdrawal of its Petition for Waiver of Extension Fee in Rule 67-58.020(6), Florida Administrative Code, (the "Petition"). The Board of Directors of Florida Housing Finance Corporation being fully advised, it is, therefore,

ORDERED that:

1. Midtown Delray, LLC and Ascot Development LLC's Petition is hereby **WITHDRAWN**.
2. The file of Florida Housing Finance Corporation in the above-captioned matter is hereby closed.

DONE and ORDERED this 8th day of August, 2008.



Florida Housing Finance Corporation

By:

Ryan M. Stultz
Chairperson

FILED WITH THE CLERK OF THE FLORIDA
HOUSING FINANCE CORPORATION

Sherry Green /DATE. 8-11-08

Copies furnished to:

Wellington H. Meffert II
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Florida Housing Finance Corporation
337 North Bronough Street, Suite 5000
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David Westcott
Deputy Development Officer
Florida Housing Finance Corporation
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Tallahassee, FL 32301

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Joint Administrative Procedures Committee
Attention: Ms. Yvonne Wood
120 Holland Building
Tallahassee, Florida 32399-1300

Hopping Green & Sams

Attorneys and Counselors

July 7, 2008

VIA ELECTRONIC MAIL

Ms. Sherry Green, Clerk
Florida Housing Finance Corporation
227 North Bronough Street, Suite 5000
Tallahassee, Florida 32301

Re: 2006 CWHIP/Midtown Delray/PETITION FOR WAIVER – Credit Underwriting

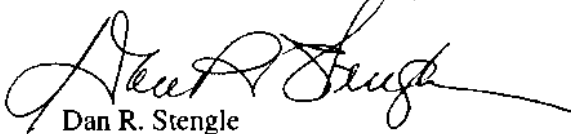
To the Program Clerk:

On June 9, 2008, at the Corporation's direction and pursuant to its credit underwriting request for extension, Midtown Delray, LLC, the Applicant for Midtown Delray RFP 2006-05, and Ascot Development, the developer of the project, filed their PETITION FOR WAIVER OF EXTENSION FEE IN RULE 67-58.020(6), FLORIDA ADMINISTRATIVE CODE. A July 2, 2008 letter from David R. Westcott advised Petitioners that the procedure was determined by the Corporation's Legal Department to be unnecessary, and the letter requested that Petitioners withdraw their Petition.

Accordingly, this letter shall serve as Petitioners' WITHDRAWAL of the above-referenced PETITION.

Very truly yours,

HOPPING GREEN & SAMS, P.A.



Dan R. Stengle