

**STATE OF FLORIDA  
FLORIDA HOUSING FINANCE CORPORATION**

FOUNTAIN TERRACE APARTMENTS  
LIMITED PARTNERSHIP,

Petitioner,

v.

Florida Housing Case No.: 2008-102UC  
Application No.: 2008-018CS

FLORIDA HOUSING FINANCE  
CORPORATION,

Respondent.

\_\_\_\_\_ /

**SETTLEMENT AGREEMENT**

The parties, Petitioner, FOUNTAIN TERRACE APARTMENTS LIMITED PARTNERSHIP (“Fountain Terrace”), and Respondent, FLORIDA HOUSING FINANCE CORPORATION (“Florida Housing”), enter into this Settlement Agreement in order to conclude the above-referenced litigation, conserve resources, and avoid further expense in this matter.

**STIPULATED RESOLUTION**

1. Florida Housing finds that it is in the best interest of the Corporation to resolve this matter without protracted litigation and appeals, as the provision in the 2008 Universal Cycle Instructions that is the focus of this matter has been changed for the 2009 Universal Cycle to address the issues raised in this matter.

2. As such, Florida Housing will withdraw its “Argument in Opposition to Recommended Order,” filed on March 25, 2009.

3. In turn, Fountain Terrace will withdraw its "Motion to Strike Respondent's Argument in Opposition to Recommended Order," filed on June 3, 2009.

4. Florida Housing will recommend that its Board of Directors adopt as its own the Findings of Fact, Conclusions of Law, and Recommended disposition of the Recommended Order filed on March 20, 2009, and issue a Final Order consistent with its adoption of the Recommended Order.

5. Upon issuance of such Final Order, Florida Housing agrees to provide Fountain Terrace with "the next available funding," as provided in Rule 67-48.005(7), Fla. Admin. Code.

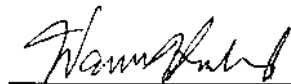
6. Each party will bear its own attorneys' fees and costs.

7. The parties agree that all issues raised in the above-captioned case shall be fully resolved and will waive any further administrative proceedings and appeals as to such issues upon adoption of this Settlement Agreement and entry of the contemplated Final Order by Florida Housing's Board of Directors.

WHEREFORE, Florida Housing and Fountain Terrace request that the Board of Directors accept and adopt this Settlement Agreement and enter a final order in this matter accordingly.

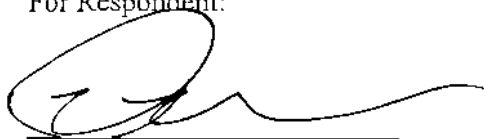
Respectfully submitted this 20<sup>TH</sup> day of July, 2009.

For Petitioner:



Warren Husband  
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For Respondent:



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