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**Detail by Entity Name**

Florida Profit Corporation  
EASTERN ELEVATOR SERVICE INC.

**Filing Information**

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**Principal Address**

2111 No. Commerce Parkway  
Weston, FL 33326

Changed: 02/11/2017

**Mailing Address**

2111 No. Commerce Parkway  
Weston, FL 33326

Changed: 02/11/2017

**Registered Agent Name & Address**

MCCRAE, MITCHELL  
MCCRAE LAW FIRM

5300 WEST ALTANTIC AVENUE  
DELRAY BEACH, FL 33484

Registered Agent Resigned: 09/12/2018

**Officer/Director Detail**

**Name & Address**

Title PD

RAUCH, ROBERT R  
15017 SW 36TH STREET  
DAVIE, FL 33331

**Annual Reports**

Report Year	Filed Date
2016	03/07/2016
2017	02/11/2017
2018	04/04/2018

**Document Images**

<a href="#">09/12/2018 -- Reg. Agent Resignation</a>	View image in PDF format
<a href="#">04/04/2018 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">02/11/2017 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">03/07/2016 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">01/26/2015 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">08/25/2014 -- Amendment</a>	View image in PDF format
<a href="#">02/11/2014 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">03/11/2013 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">02/09/2012 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">09/28/2011 -- REINSTATEMENT</a>	View image in PDF format
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<a href="#">07/17/2008 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">04/20/2007 -- ANNUAL REPORT</a>	View image in PDF format
<a href="#">08/03/2006 -- Domestic Profit</a>	View image in PDF format

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Finance and Administrative Services Department

**PURCHASING DIVISION**

115 S. Andrews Avenue, Room 212 • Fort Lauderdale, Florida 33301 • 954-357-6066 • FAX 954-357-8535

Certified Mail No. 7003 1010 0003 0948 1890

February 13, 2019

Robert Rauch, President  
Eastern Elevator Service, Inc.  
2111 No. Commerce Pkwy.  
Weston, FL 33326

**Re: Notice of Debarment – Eastern Elevator Service, Inc. – Contract No. D2114263B1,  
Elevator and Escalator Maintenance and Repair (Group 1 and 2)**

Dear Mr. Rauch:

The purpose of this letter is to inform you that your firm, Eastern Elevator Service, Inc., is hereby debarred from doing business with Broward County for failure to comply with the solicitation and contractual obligations set forth in the open-end contract between Broward County and Eastern Elevator Service, Inc. ("Eastern Elevator") for Elevator and Escalator Maintenance and Repair (Group 1 and 2), Bid No. D2114263B1.

On January 9, 2019, Eastern Elevator was sent the formal notice of contract termination for Contract No. D2114263B1 (Group 2). Thereafter, on February 12, 2019, the Broward County Board of County Commissioners ("Board") approved a motion terminating for cause the open-end contract between Broward County and Eastern Elevator for Contract No. D2114263B1 (Group 1).

The circumstances and reasons behind the termination of Bid/Contract No. D2114263B1 (Group 1 and 2) have been thoroughly examined. Eastern Elevator failed to provide adequate proof of insurance in connection with Bid/Contract No. D2114263B1 (Group 1 and 2). Eastern Elevator failed to demonstrate compliance with the insurance requirements despite multiple opportunities over several months to do so.

The integrity of the Broward County procurement process is of vital importance to the Board, the Purchasing Division, and Broward County businesses and residents. The non-performance of its contractual obligations, and lack of response by Eastern Elevator (and its principal) is egregious, contrary to acceptable business practices, and cannot be ignored.

Therefore, pursuant to Section 21.119.b.4, 5 and 11 of the Broward County Procurement Code, and based on the above stated facts, Eastern Elevator is debarred from conducting business with Broward County for a period of three (3) years. During this debarment period, neither the firm, its affiliates, nor other companies with any of the officers or principals, the same as Eastern Elevator, may bid on any Broward County contract, regardless of dollar amount; nor may any of them be approved as a subcontractor of any Broward County contract. If you desire to appeal this decision to debar, you must adhere to the procedures stated below:

Robert Rauch, President, Eastern Elevator Service, Inc.  
Notice of Debarment - Eastern Elevator Service, Inc. – Contract No. D2114263B1, Elevator and  
Escalator Maintenance and Repair (Group 1 and 2)  
February 13, 2019  
Page 2 of 2

In accordance with the Broward County Procurement Code, Section 21.49, "The discovery of misrepresentations by any vendor to the County in response to a solicitation for a procurement shall be referred to the County Attorney's Office." Be advised that this matter has been referred to the County Attorney's Office for further consideration.

In accordance with the Broward County Procurement Code, Section 21.120, "*Any person having a substantial interest in the matter, who is dissatisfied with the notification of the Director of Purchasing's determination regarding ... a determination to debar or refusal to reinstate, must, within ten (10) calendar days of such notification, appeal said determination to the County in accordance with the hearing procedures contained in Subsection 21.118 of this Code.*" The Hearing Officer shall only determine whether procedural due process has been afforded, whether essential requirements of law have been observed, whether the Director of Purchasing's findings are arbitrary, capricious, or an abuse of discretion or whether such findings are in accordance with the law or are unsupported by substantial evidence as a whole. Substantial evidence means such relevant evidence as a reasonable mind might accept as adequate to support a conclusion.

In order to request a hearing before a Hearing Officer you must, within ten (10) calendar days of receipt of this letter, provide a written request for such a hearing. Your written request must be addressed to the Director of Purchasing, 115 S. Andrews Avenue, Room 212, Fort Lauderdale, Florida 33301. The request must briefly state the facts and arguments upon which the appeal is made and must be timely made.

You may only be reinstated upon submission of an application to the Director of Purchasing for reinstatement. Enclosed you will find a copy of the Broward County Procurement Code, Section 21.121, which explains the procedure for reinstatement.

Sincerely,



Brenda J. Billingsley, Director  
Purchasing Division

Attachments

BJB/cb/lg

c: George Tablack, CPA, Chief Financial Officer  
Kevin B. Kelleher, Deputy CFO/Deputy Director, Finance and Administrative Services Department  
Scott Campbell, Director, Facilities Management Division  
Ian Mitchell, Acting Assistant Director, Facilities Management Division  
Wayne Fletcher, Director, Risk Management Division  
Glenn Marcos, Assistant Director, Purchasing Division  
Carla Byrd, Purchasing Manager, Purchasing Division  
Randy Plunkett, Purchasing Agent Senior, Purchasing Division  
Michael J. Kerr, Deputy County Attorney, Office of the County Attorney  
Fernando Amuchastegui, Assistant County Attorney, Office of the County Attorney  
Neil Sharma, Assistant County Attorney, Office of the County Attorney

Protests not timely made under this section shall be barred and shall not be heard by the Director of Purchasing or the Hearing Officer. Any basis or ground for a protest not set forth in the letter of protest required under this section shall be deemed waived.

(1994-0052, 1-25-94; 1998-1021, 10-6-98; 2001-1071, 10-23-01; 2002-685, 7-9-02; 2009-316, 4-28-09; 2010-106, 3-9-10; 2011-086, 3-8-11; 2011-696, 11-8-11; 2015-213, 4-14-15; 2018-295, 6-12-18)

21.119. - Authority To Debar or Suspend.

- a. *Authority.* After reasonable notice to the person or company involved and reasonable opportunity for that person or company to be heard, the Director of Purchasing, after consultation with the Office of the County Attorney, shall have authority to debar or suspend a person or company, whether a prime contractor/consultant or subcontractor/subconsultant, for cause from consideration for award of future contracts. The debarment shall be for a period commensurate with the seriousness of the cause(s), and shall continue for the entire time set by the Director of Purchasing. Where the offense is willful or egregious, an indefinite term of debarment may be imposed. The Director of Purchasing shall also have the authority to suspend a person or company from consideration for award of contracts if there is probable cause for debarment. If suspension precedes a debarment, the suspension period shall be considered in determining the debarment period. The Director of Purchasing may suspend the person or company for a period of not more than three (3) months. During the period of debarment or suspension, the person or company and its affiliates, or other companies with any of the officers or principals the same as the suspended company, may not bid on any County contracts, regardless of dollar amount, nor be approved as a subcontractor on any County contract. A decision to suspend by the Director of Purchasing shall be considered a conclusive and final act with no right of appeal.
- b. *Cause for Debarment.* The causes for debarment include the following:
  1. Conviction for commission of a criminal offense as an incident to obtaining or attempting to obtain a public or private contract or subcontract, or in the performance of such contract or subcontract.
  - 2.

Conviction under state or federal statutes of embezzlement, theft, forgery, bribery, falsification or destruction of records, receiving stolen property, or any other offense indicating a lack of business integrity or business honesty which currently, seriously, and directly affects responsibility as a contractor.

3. Conviction under state or Federal antitrust statutes arising out of the submission of bids or proposals.
  4. Violation of contract provisions, as set forth below, of a character which is regarded by the Director of Purchasing to be so serious as to justify debarment action:
    - (a) Deliberate failure without good cause to perform in accordance with the specifications or within the time limit provided in the contract; or
    - (b) A recent record of failure to perform or of unsatisfactory performance in accordance with the terms of one or more contracts; provided that failure to perform or unsatisfactory performance caused by acts beyond the control of the contractor shall not be considered to be a basis for debarment.
  5. Refutation of an offer by failure to provide bonds, insurance or other required certificates within a reasonable time period.
  6. Refusal to accept a purchase order, agreement, or contract, or to perform thereon provided such order was issued timely and in conformance with the offer received.
  7. Presence of principals or corporate officers in the business of concern, who were principals within another business at the time when the other business was suspended or debarred within the last three years under the provisions of this section.
  8. Violation of the ethical standards set forth in state law.
  9. Violation of the Cone of Silence, Section 1-266, Broward County Code.
  10. Violation of the fair dealing policy as set forth in Section 1-81.6(b), Broward County Code of Ordinances.
  11. Any other cause the Director of Purchasing determines to be so serious and compelling as to affect responsibility as a county contractor, including debarment by another governmental entity for any cause listed in this Code.
- c. *Decision.* The Director of Purchasing shall issue a written decision to debar or

suspend. The decision shall:

1. State the reason for the action taken, and
  2. Inform the debarred person of its rights to Administrative Review.
- d. *Notice of Decision.* A copy of the decision for the debarment or suspension shall be mailed or otherwise furnished immediately to the debarred person and any other party intervening.

(1988-0180, 1-12-88; 1990-2809, 9-11-90; 1994-0052, 1-25-94; 1998-1021, 10-6-98; 2002-685, 7-9-02; 2009-316, 4-28-09; 2018-295, 6-12-18)



**21.121. - Reinstatement.**

- a. *Application.* A debarred person may only be reinstated upon submission of an application to the Director of Purchasing. Each application for reinstatement (after the term of debarment has been completed) shall include the following information:
  - 1. The name, address and telephone number of the party making the request or the party's representative.
  - 2. A statement of the financial responsibility of the company.
  - 3. A statement of facts indicating how the circumstances which led to the debarment have been cured.
  - 4. A list of jobs completed during the two years prior to the reinstatement application.
  - 5. A list of all departments of the County for which the person has performed work.
- b. *Grounds.* Request for reinstatement during the period of debarment shall be made in writing based upon the following.
  - 1. Discovery of new and material evidence not previously available.
  - 2. Dismissal of the indictment or reversal of the conviction.
  - 3. Bona fide change in ownership or management sufficient to justify a finding of present responsibility.
- c. *Procedures.* The determination whether to reinstate shall be based on the written submission of evidence, without further hearing. Upon consideration of the written submission, the Director of Purchasing shall make a determination whether or not reinstatement is warranted. If the Director of Purchasing determines that the person should not be reinstated, the person may request a hearing before the hearing officer in accordance with Section 21.120

(1990-2809, 9-11-90; 2011-696, 11-8-11)