

5-16-01



Before the Education Practices Commission of the State of Florida

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DIVISION OF ADMINISTRATIVE SERVICES
FILE
SEP 14 2001
EDUCATION PRACTICES COMMISSION
STATE OF FLORIDA

AT

CHARLIE CRIST, as
Commissioner of Education,

Petitioner,

vs.

EPC CASE N° 00-0586 -RT
DOAH CASE N° 00-2159
EPC INDEX N° 01- 183 -FOF

RICARDO F. ARNALDO,

Respondent.

mmp-cws

Final Order

This matter was heard by a Teacher Panel of the Education Practices Commission pursuant to Sections 231.261(8) and 120.57(1), Florida Statutes, on August 24, 2001, in Tampa, Florida, for consideration of the Recommended Order entered in this case by Michael M. Parrish, Administrative Law Judge, dated May 16, 2001. Petitioner filed *Petitioner's Exceptions to Recommended Order* which were denied. After reviewing the complete record accompanying the Recommended Order, and being otherwise fully advised in the premises, the Panel hereby adopts the findings of fact, conclusions of law and recommendation contained in the Recommended Order, and said Recommended Order, a copy of which is attached and made a part hereof, is hereby adopted in full and becomes the Final Order of the Education Practices Commission and within six months of the effective date of this Order, the Respondent shall pay to the Education Practices commission an administrative fine of \$500.00 and Respondent's Florida Educator's Certificate is hereby SUSPENDED for a period of six months from the effective date of this Order.

This Order takes effect upon filing with the Clerk of the Education Practices

Commission.

DONE AND ORDERED, this 24th day of August, 2001.

Margaret A Wolfe
MARGARET WOLFE, Presiding Officer

COPIES FURNISHED TO:

Bureau of Educator Standards

Bureau of Teacher Certification

Florida Administrative Law Reports

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Ann Cole, Clerk
Division of Administrative Hearings

NOTICE OF RIGHT TO JUDICIAL REVIEW

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE EDUCATION PRACTICES COMMISSION AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THIS ORDER.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Order in the matter of Gallagher vs. Arnaldo, was furnished to Kimberley A. McCoy, Attorney at Law and Jose F. Torres, Attorney at Law, Law Offices of Robert E. Weisberg, 1450 Madruga Avenue, Suite 209, Coral Gables, FL 33146, by U.S. Mail, this 14th day of September, 2001.

Kathleen M. Richards
KATHLEEN RICHARDS, Clerk