

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA  
OFFICE OF THE SCHOOL BOARD ATTORNEY

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FILED  
OCT 17 PM 3:53  
DIVISION OF  
ADMINISTRATIVE  
HEARINGS

October 11, 2001

The Honorable Susan B. Kirkland,  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399

**RE: The School Board of Broward County, Florida vs. Thomas Jenkins**  
**Doah Case No. 00-4785** SBK

Dear Judge Kirkland:

For the Division's file, enclosed please a Final Order concerning the above-referenced matter, which was considered at the July 17, 2001 School Board meeting.

Cordially

  
Edward J. Marko

EJM:jcb

Enclosure

C: Charles T. Whitelock, Esq.  
Randy Fleischer, Esq.

Staff\jbackwell\allwork\doah\bemployment\jenkins\judge-final order

ORIGINAL

BEFORE THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

THE SCHOOL BOARD OF BROWARD  
COUNTY, FLORIDA,

DOAH Case No. 00-4785

Petitioner,

vs.

THOMAS JENKINS,

Respondent.

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ADMINISTRATIVE  
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**FINAL ORDER**

THIS CAUSE coming on to be heard before THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA (hereafter referred to as "THE SCHOOL BOARD") at its meeting conducted on July 17, 2001, to consider (1) the Recommended Order, rendered on March 30, 2001, by Susan B. Kirkland, Administrative Law Judge of The State of Florida Division of Administrative Hearings, consisting of Findings of Fact, Conclusions of Law, and Recommendation, recommending that The School Board enter a final order finding that just cause exists for suspending Thomas Jenkins, finding that Thomas Jenkins is guilty of immorality and misconduct in office, and suspending Thomas Jenkins for 60 days; and (2) the Petitioner's Exceptions to the Recommended Order. THE SCHOOL BOARD having considered the record, and being fully advised in the Premises:

IT IS THEREUPON Ordered and Adjudged as Follows:

1. Based upon the substantial competent evidence within the record, The School Board accepts the following portions of the Recommended Order: (1) The appearances, (2) the

Statement of the Issues, (3) Preliminary Statement, (4) Findings of Fact, and (5) Conclusions of Law in their entirety.

2. Petitioner's Exceptions to the Recommended Order, numbered One through Five, are rejected, as the Conclusions of Law contained in the Recommended Order are supported by competent legal authority.

3. The School Board rejects Petitioner's Exception Number Six in part and amends the Recommendation of the Recommendation to read as follows:

(A) The School Board finds that just cause exists for suspending Thomas Jenkins, finding that Thomas Jenkins is guilty of immorality and misconduct in office and suspends Thomas Jenkins for sixty (60) days;

(B) Thomas Jenkins shall participate in sensitivity training;

(C) Thomas Jenkins shall participate in interpersonal relationship programs in order to develop his capacity to tolerate others' viewpoints as well as decrease his frustration.


(D) Thomas Jenkins shall participate in a stress reduction program in order to improve his ability to control frustration and develop more patience;

(E) Thomas Jenkins shall successfully complete the above programs and thereafter undergo a successful psychological evaluation by a doctor selected by the Superintendent; and that

(F) upon the one year anniversary of the aforementioned successful psychological evaluation, Thomas Jenkins shall undergo a successful psychological exam.

DONE AND ORDERED in Fort Lauderdale, Broward County, Florida this 17th day of July 2001.

THE SCHOOL BOARD OF BROWARD  
COUNTY, FLORIDA

By   
Paul D. Eichner, Esq., Chairperson

*3 of 3 pages*

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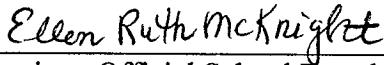
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**APPEAL OF FINAL ORDER**

THIS FINAL ORDER may be appealed by filing notices of appeal and a filing fee, as set out in Section 120.68(2), Florida Statutes, and Rules 9.110(b) and (c), Florida Rules of Civil Procedure, within thirty (30) days of the entry of this Final Order.

Filed in Official School Board Records the  
11 day of ~~July~~ <sup>Oct.</sup> 2001.

  
Supervisor, Official School Board Records