

7-22-03



Before the Education Practices Commission of the State of Florida

CHARLIE CRIST
Commissioner of Education,

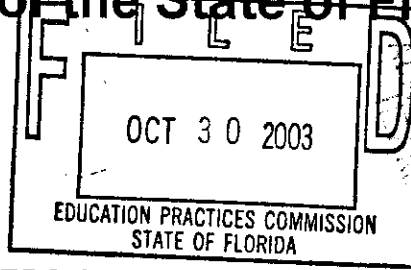
Petitioner,

vs.

BRENDA MONTGOMERY,

Respondent

At



FILED
NOV-5 AM 11:28
COMPTON

EPC CASE N° 02-0328 - RA

DOAH CASE N° 03-0913 PL

EPC INDEX N° 03-092-FOF

CA-0605

Final Order

This matter was heard by an Administrator Panel of the Education Practices Commission pursuant to Sections 1012.795, 1012.796 and 120.57(1), Florida Statutes, on September 18, 2003, in Tampa, Florida, for consideration of the Recommended Order entered in this case by Claude B. Arrington, Administrative Law Judge, dated July 22, 2003. Neither party filed *Exceptions to Recommended Order*. 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 in paragraphs 1 - 12, conclusions of law in paragraphs 13 - 18, 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.

It is therefore ORDERED that the Administrative Complaint is DISMISSED and Respondent is determined to be not guilty of the allegation of the complaint.

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

DONE AND ORDERED, this 16 day of October, 2003.



DANE GILLBERT, Presiding Officer

COPIES FURNISHED TO:

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Florida Administrative Law Reports

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Claude B. Arrington
Administrative Law Judge
Division of Administrative Hearings
1230 Apalachee Parkway
Tallahassee, FL 32399-1550

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 Crist vs. Montgomery was furnished to Gonzala R. Dorta, 334 Minorca Avenue, Coral Gables, FL 33134 by U.S. Mail, this 30 day of October, 2003.

Kathleen M. Richards

KATHLEEN RICHARDS
Executive Director