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002/004



# Miami-Dade County Public Schools

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November 26, 2003

Ann Cole, Clerk  
Division of Administrative Hearings  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-1550

AT  
JVL-CWS

Superintendent of Schools  
Merrett R. Stierheim

Re: **E-Builder, Inc. v. The School Board of Miami-Dade County, Florida**  
**DOAH Case No. 03-1581BID**

Dear Ms. Cole:

Due to a clerical mistake, the Final Order submitted on November 24, 2003, contained incorrect and inaccurate information. Please disregard the latter Final Order that was submitted in error. Enclosed herewith please find the Final Order that was approved by the School Board at its meeting of November 19, 2003. This corrected Final Order was executed on November 25, 2003.

We apologize for any inconvenience this error may have caused. Again, we thank you for your attention to this matter.

Very truly yours,

**LUIS M. GARCIA**  
Senior Assistant School Board Attorney

LMG/md  
Enclosure

- cc: John G. Van Laningham, Administrative Law Judge  
Mitchell A. Bierman, Esquire  
Aaron R. Resnick, Esquire  
Mr. John E. Surash  
Dr. John W. Pennington  
Mr. Joseph A. Gomez  
Ms. Ileana Martinez

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**STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS**

E-BUILDER, INC.,

Petitioner,

v.

THE SCHOOL BOARD OF MIAMI-DADE  
COUNTY, FLORIDA,

Respondent,

DOAH Case No. 03-1581BID

and

EMERGING SOLUTIONS d/b/a  
CONSTRUCTWARE, INC.,

Intervenor.

**FINAL ORDER OF THE  
SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA**

THIS CAUSE having come on for hearing before The School Board of Miami-Dade County, Florida, at its regular meeting of November 19, 2003, upon the Recommended Order by the duly appointed Administrative Law Judge, recommending that the Board enter a Final Order declaring Petitioner's bid protest to be without substantial merit and authorizing the award of the subject contract to the Intervenor, and the Board having been fully advised in the premises, it is hereby ordered by The School Board of Miami-Dade County, Florida, that:

1. The Administrative Law Judge's findings of fact, conclusions of law and recommendation, attached hereto, be and the same are hereby adopted as the Final Order of The School Board of Miami-Dade County, Florida; and

**Received Event (Event Succeeded)**

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004/004

E-Builder, Inc. v. The School Board of Miami-Dade County, Florida  
DOAH Case No.03-1581BID

2. Based upon the Administrative Law Judge's findings of fact, conclusions of law as outlined in the Recommended Order, Petitioner, E-Builder's protest is found to be without substantial merit; and
3. The contract for Request for Proposal No. 026-CC10, (Internet-Based Collaborative Construction and Claims Reduction Support Services), is to be awarded to Intervenor, Constructware, Inc.

**DONE AND ORDERED** this 19<sup>th</sup> day of November, 2003.

**THE SCHOOL BOARD OF MIAMI-DADE  
COUNTY, FLORIDA**

By: 

Chair

Filed with the Clerk of The School Board of Miami-Dade County, Florida this 20<sup>th</sup> day of November, 2003

**APPEAL OF FINAL ORDER**

This Order may be appealed by filing 2 copies of a notice of appeal accompanied by a filing fee, as set forth in section 120.68(2), Florida Statutes and Florida Rules of Appellate Procedure 9.110(b) and (c), within thirty (30) days of the rendition of this Final Order.

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