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May 25, 2005

Ms. Ann Cole, Clerk
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, FL 32399-3060

AT

Re: St. Lucie County School Board v. Kim Littrell, DOAH Case No. 04-2081

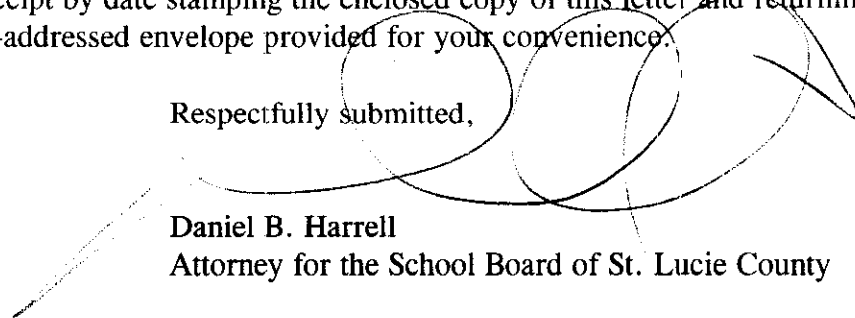
Our File No. 500-001

JDP
closed

Dear Ms. Cole:

Enclosed in accordance with Section 120.57(1)(m), Florida Statutes, please find a copy of the Final Order entered by the School Board of St. Lucie County, Florida, in the above matter. Kindly acknowledge receipt by date stamping the enclosed copy of this letter and returning it to me in the stamped, self-addressed envelope provided for your convenience.

Respectfully submitted,



Daniel B. Harrell
Attorney for the School Board of St. Lucie County

MS COLE
PATTI
-AC

DBH/mm
Enclosure

cc: Mr. Michael J. Lannon
Ms. Elizabeth Coke, Esq.
Mr. Thomas L. Johnson, Esq.
Ms. Christine Harrison

BEFORE THE SCHOOL BOARD OF ST. LUCIE COUNTY, FLORIDA

ST. LUCIE COUNTY SCHOOL BOARD,
Petitioner,

v.

DOAH Case No. 04-2081

KIM LITTRELL,
Respondent.

FINAL ORDER

The Respondent Kim Littrell is a teacher employed by the Petitioner St. Lucie County School Board. The Petitioner, by and through the Superintendent of Schools, sought termination of the Respondent's employment for just cause in accordance with Section 1012.33, Florida Statutes.

The Respondent requested a formal administrative hearing and one was held on November 30, 2004, before an Administrative Law Judge of the Division of Administrative Hearings of the Florida Department of Administration. On April 1, 2005 the Administrative Law Judge entered a Recommended Order finding just cause for terminating the Respondent from employment by the School Board. The Recommended Order has been forwarded to the School Board in accordance with Section 120.57(1), Florida Statutes. The Recommended Order is attached to and made a part of this Final Order.

Written exceptions to the Recommended Order were due April 18, 2005. Neither the Superintendent nor the Respondent filed exceptions to the Recommended Order. By motion filed May 2, 2005, the Superintendent of Schools has requested that the School Board adopt the Recommended Order, and enter a final order finding just cause to terminate the Respondent from employment by the Petitioner.

The School Board met on May 10, 2005, in Fort Pierce, St. Lucie County, Florida, to take final agency action. The Superintendent of Schools recommended upholding the findings of fact, conclusions of law, and recommendation set forth in the recommended order.

WHEREFORE, it is hereby found and determined that upon consideration of the motion and recommendation of the Superintendent, just cause exists for terminating the employment of the Respondent Kim Littrell. The School Board therefore adopts the findings of fact, conclusions of law, and recommendation set forth in the Recommended Order.

IT IS HEREBY ORDERED that the Respondent be and she is hereby terminated from her employment with the School Board of St. Lucie County, Florida. This order shall take effect upon filing with the Superintendent of Schools as Secretary of the SCHOOL BOARD OF ST. LUCIE COUNTY, FLORIDA.

A copy of this Final Order shall be provided to the Florida Division of Administrative Hearings within 15 days of filing, as set forth in Section 120.57(1)(m), Florida Statutes. D O N E AND ORDERED this 24th day of May, 2005, nunc pro tunc May 10, 2005.

SCHOOL BOARD OF ST. LUCIE COUNTY, FLORIDA

By: Judith C. Miller
JUDITH C. MILLER, Chairman

Attest: Michael J. Lannon
MICHAEL J. LANNON, Superintendent

NOTICE OF RIGHT TO APPEAL

Any party adversely affected by this Final Order may seek judicial review pursuant to Section 120.68, Florida Statutes, and Florida Rules of Appellate Procedure 9.030 (b) (1) (C) and 9.110. To initiate an appeal, one copy of a Notice of Appeal must be filed, within the time period stated in the Florida Rule of Appellate Procedure 9.110, with the Superintendent as Secretary of the School Board of St. Lucie County, 4204 Okeechobee Road, Fort Pierce, Florida 34947. A second copy of the Notice of Appeal, together with the filing fee, must be filed with the appropriate District Court of Appeal.

Attachment: Recommended Order

Copies furnished to:

Elizabeth Coke, Esquire
Thomas L. Johnson, Esquire
Daniel B. Harrell, Esquire
Clerk, Division of Administrative Hearings