BEFORE THE BOARD OF TRUSTEES FLORIDA AGRICULTURAL AND MECHANICAL UNIVERSITY

| PERCY LUNEY |) |
|------------------------------------------------|--------------------------|
| Petitioner, |) |
| vs. |) DOAH Case. No. 05-3806 |
| Florida A & M University Board of Trustees, |))) |
| Respondent. |)) |
| | |

FINAL ORDER

This matter came before the Board of Trustees for Florida A & M University (hereinafter the "Board") for entry of a Final Order upon submission of a Recommended Order by the designated State of Florida Division of Administrative Hearings, Administrative Law Judge, Diane Cleavinger, a copy of which is attached hereto and incorporated herein by reference in this Final Order. The Board rejects Petitioner's Exceptions to the Administrative Law Judge's Findings of Fact and Conclusions of Law in their entirety. In addition, the Board finds that oral argument is unnecessary regarding the Petitioner's Exceptions and therefore denies the Petitioner's request for Oral argument on this matter. Accordingly, the Board hereby adopts the Recommended Order as its Final Order in this matter and it is

ORDERED and ADJUDGED that Petitioner's employment as an administrative and tenured employee with Florida A & M University is hereby terminated.

DONE AND ORDERED this _____ day of September, 2006, in Leon County, Florida.

Board of Trustees

Florida A & M University

Suite 300 Lee Hall

Tallahassee, Florida 32307

Filed with the Clerk of the Board of Trustees Florida A & M University this & day of September, 2006

NOTICE OF APPEAL RIGHTS

Judicial review of this Final Order may be had pursuant to Section 120.68, Florida Statutes, in the District Court of Appeal for the First District, State of Florida, or in any other district court of appeal of this State in an appellate district where a party resides. In order to initiate such review, one copy of the Notice of Appeal must be filed with the Board and the other copy of the Notice of Appeal, together with the filing fee, must be filed with the Court within thirty (30) days of the filing date of this order as set out above, pursuant to Rules of Appellate Procedure.

Copies Furnished:

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