



# Before the Education Practices Commission of the State of Florida

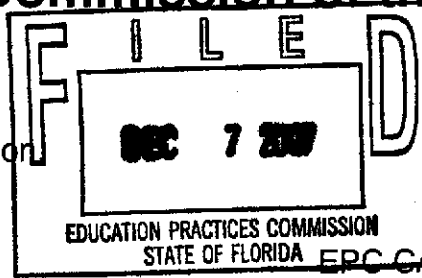
JOHN L. WINN  
Commissioner of Education

Petitioner,

vs.

DAVID MENKE,

Respondent



2007 DEC 20 P 12:56

OFFICE OF ADMINISTRATIVE HEARINGS

EPC CASE N° 05-0381-RT  
DOAH CASE N° 05-4189PL  
EPC INDEX N° 07-466-FOF

## Final Order

This matter was heard by a Teacher Panel of the Education Practices Commission pursuant to Sections 1012.795, 1012.796 and 120.57(1), Florida Statutes, on October 26, 2007 in Jacksonville, Florida, for consideration of the Recommended Order entered in this case by Claude B. Arrington, Administrative Law Judge dated August 13, 2007. Petitioner was represented by Charles Whitelock. Respondent was not present.

After reviewing the complete record accompanying the Recommended Order, the Recommended Order, and being fully advised in the premises the Panel hereby adopts the findings of fact, (paragraphs 1-80), conclusions of law, (paragraphs 81-93), and the recommendation contained in the Recommended Order. A copy of the Recommended Order, attached to 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:

Respondent's certificate is hereby permanently revoked and Respondent is permanently barred from applying for another Florida educator's certificate.

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

DONE AND ORDERED, this 4 day of December, 2007.

  
DENNIS J. GRIFFIN, Presiding Officer

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Bureau of Teacher Certification

*Florida Administrative Law Reports*

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Charles Whitelock, Attorney at Law

Ronald G. Stowers  
DOE counsel for PPS

Daniel Biggins  
Assistant Attorney General

Probation

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

Ann Cole, Clerk

**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.

Division of Administrative Hearings

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing Order was furnished to David Menke, 936 SW 49<sup>th</sup> Avenue, Plantation, Florida 33317; and Karen Coolman Amlong, 500 NE Fourth Street, Ft. Lauderdale, Florida 33301 by Certified U.S. Mail this 7<sup>th</sup> day of December, 2007.



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DON SHIELDS  
Education Practices Commission