

**BEFORE THE SCHOOL BOARD OF
INDIAN RIVER COUNTY, FLORIDA**

**THE SCHOOL BOARD OF INDIAN
RIVER COUNTY, FLORIDA,**

Petitioner,

v.

DOAH CASE NO. 07-0194

ANDREA MCGRUFF,

Respondent.

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FINAL ORDER

THIS MATTER came on to be heard on the Petition of THE SCHOOL BOARD OF INDIAN RIVER COUNTY, FLORIDA, Petitioner, and The School Board of Indian River County, Florida, does hereupon make the following findings and adjudicates this matter as follows:

1. The issue in this case is whether The School Board of Indian River County, Florida ("School Board"), may terminate the employment of bus driver Andrea McGriff for the reasons set forth in correspondence from Superintendent Pritchett to Ms. McGriff dated December 14, 2006.

2. In order to allow this matter to be heard and determined by an experienced and neutral tribunal, the School Board and Ms. McGriff referred this matter to the Florida Division of Administrative Hearings for an evidentiary hearing pursuant to the provisions of Sections 120.569 and 120.57, Florida Statutes. The case was assigned to the Honorable Patricia M. Hart, Administrative Law Judge, who conducted a full and

appropriate hearing of this matter, took evidence, received exhibits and considered the argument of School Board counsel and the argument of Respondent.

3. The Administrative Law Judge entered her Recommended Order on June 14, 2007, and in this Recommended Order made findings of fact, issued conclusions of law, and made her formal recommendation, as follows:

RECOMMENDED that the Indian River County School Board enter a final order finding that Andrea McGriff endangered the safety and welfare of student C.C. and terminating her employment as a school bus driver.

4. The Recommended Order issued in this case by the Administrative Law Judge complies with the requirements of Section 120.57(1), Florida Statutes, and the Respondent, Andrea McGriff, has failed to serve written exceptions to the Recommended Order within the fifteen (15) days allowed by Section 120.57(1)(k), Florida Statutes.

5. Section 120.57(1)(l), Florida Statutes, provides that the agency may adopt the recommended order as the final order of the agency. Pursuant to this authority, the School Board hereby adopts the Recommended Order in this case as the Final Order, and this adoption is complete without any modification or change to the Recommended Order.

6. Accordingly, it is the Final Order of the School Board that the employment of Andrea McGriff shall be terminated as of the date of this Final Order.

7. IMPORTANT NOTICE REGARDING YOUR RIGHT TO JUDICIAL REVIEW:

This Final Order is final agency action subject to judicial review in accordance with the procedures specified in Section 120.68, Florida Statutes. A party who is adversely affected by final agency action is entitled to judicial review. Judicial review shall be sought in the appellate district where The School Board of Indian River County, Florida, maintains its

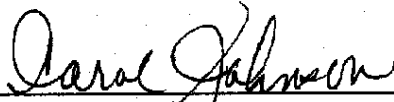
headquarters or where a party resides or as otherwise provided by law. All proceedings shall be instituted by filing a notice of appeal or petition for review in accordance with the Florida Rules of Appellate Procedure within thirty (30) days after the rendition of this Final Order being appealed.

DONE AND ORDERED in Indian River County, Florida on this 19TH day of JULY, 2007.

[ATTEST]



Printed name: DUNCAN N.P. PRITCHETT JR.

By: 

Carol Johnson
Chairperson
The School Board of Indian River
County, Florida