

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

BILL VOGEL, as Superintendent
of Public Schools for Seminole County,
Florida,

Petitioner,

v.

DOAH Case No. 07-1138
Agency Case No. 07-002

DOUGLAS PORTER,

Respondent,

FINAL ORDER

This matter came before the School Board of Seminole County, Florida, as the agency head, on September 25, 2007, for entry of a final order. The administrative law judge assigned by the Division of Administrative Hearings in the above styled case submitted a Recommended Order dated August 31, 2007, to the School Board of Seminole County, Florida. The Recommended Order entered on August 31, 2007 Administrative Law Judge Jeff B. Clark, is hereby incorporated by reference and adoption.

FINDINGS OF FACT

The agency hereby adopts by reference the findings of fact set forth in the Recommended Order entered August 31, 2007 as the findings of act of the agency.

CONCLUSIONS OF LAW

The agency hereby adopts by reference the conclusions of law set forth in the Recommended Order entered August 31, 2007 as the conclusions of law of the agency.

DISPOSITION

Upon the foregoing findings of fact and conclusions of law, it is ordered and adjudged that the employment of Douglas Porter as a landscaping/Grounds mechanic for the School Board of Seminole County, Florida be and the same is hereby terminated effective upon the entry of this order.

It is further ordered and adjudged that respondent's suspension without pay from February 6, 2007 to the date of entry of this order, be and the same is hereby ratified and confirmed.

Done and Ordered on September 25, 2007, in open meeting at Sanford, Seminole County, Florida.



BARRY GAINER, CHAIRMAN

cc: Ned N. Julian, Jr., Esq.
Pamela H. Cazares, Esq.

NOTICE OF APPEAL RIGHTS: Pursuant to Section 120.68, Fla. Stat., a party to this Final Order may seek judicial review of this Final Order in the appropriate district court of appeal by filing a notice of appeal pursuant to Florida Rules of Appellate Procedure 9.110(c). The original notice of appeal shall be filed with Karen Ponder, Agency Clerk, Seminole county Public Schools, 400 East Lake Mary Boulevard, Sanford, Florida 32773 on or before 30 days from the date of this final order. A copy of the notice, together with the appropriate filing fee, shall also be filed with the Clerk, District Court of Appeal, Fifth District, 300 South Beach Street, Daytona Beach, Florida 32114. If the 30th day following the date of the filing of this order with the Agency Clerk falls on a Saturday, Sunday or a day the school board office is otherwise closed, the notice of appeal must be filed on the next day that the school board office is open for business. If a party to this proceeding fails to file a notice of appeal within the time prescribed by law and the rules of court, the party will lose its right to appeal this final order.