

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

WENDI KAPPERS,
Petitioner,

vs.

Case No. 07-2773

SEMINOLE COMMUNITY COLLEGE,
Respondent,

FINAL ORDER

This cause came on before the Board of Trustees for Seminole Community College ("College") for the consideration of issuing a final order. The Administrative Law Judge R. Bruce McKibben, assigned by the Division of Administrative Hearings heard this cause and issued a Recommended Order dated November 16, 2007. A copy of the Recommended Order is attached to this Final Order. No exceptions to the Recommended Order were filed and there are no proposed substituted orders to consider.

Each of the individual Board members of the Board of Trustees has received a copy of the Recommended Order, and the proposed Final Order, has read same and has been advised that the evidence has been made available to each of them for review.

STATEMENT OF THE ISSUE

The College adopts and incorporates in this Final Order the Statement of the Issue in the Recommended Order.

PRELIMINARY STATEMENT

The College adopts and incorporates in this Final Order the Preliminary Statement in the Recommended Order.

FINDINGS OF FACT

The College adopts and incorporates by reference the findings of fact set forth in the Recommended Order.

CONCLUSIONS OF LAW

The College adopts and incorporates in this Final Order the Conclusions of Law in the Recommended Order.

fax filed 1-17-08

Based on the foregoing, it is,

ORDERED AND ADJUDGED, that the Petitioner has the opportunity to request in writing within twenty-one (21) days of this Order, a direct appeal of her Reduction In Force termination to the Board of Trustees of Seminole Community College based on Fla. Admin. Code 6A-14.0411(5). As far as the instant case is concerned, Petitioner failed to meet her burden of proof and termination of her contract is upheld.

SEMINOLE COMMUNITY COLLEGE



BOARD OF TRUSTEES

I HEREBY CERTIFY that the foregoing, FINAL ORDER in Wendi Kappers vs. Seminole Community College, DOAH Case No. 07-2773, has been filed with the official records of the Division of Administrative Hearings this 17th day of January, 2008.



SANDRA K. AMBROSE, ESQUIRE
AGENCY COUNSEL

Copies furnished to:

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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 Attorney for Seminole Community College and a second copy, accompanied by filing fees prescribed by law, 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 30 days of rendition of the order to be reviewed.