



# Before the Education Practices Commission of the State of Florida

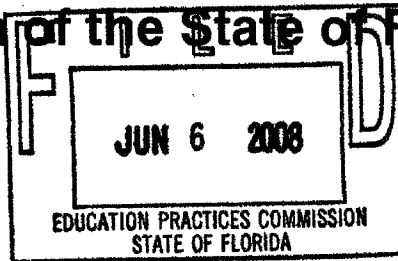
JOHN L. WINN  
Commissioner of Education,

Petitioner,

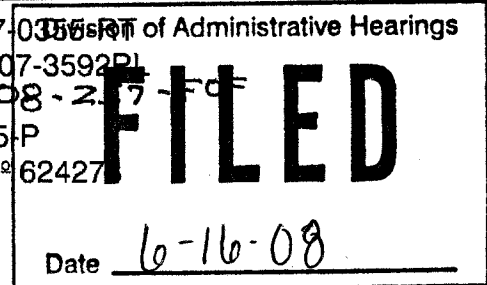
vs.

VIRGINIA BRYAN MARTIN,

Respondent



EPC CASE N° 07-0355-P  
DOAH CASE N° 07-3592-P  
EPC INDEX N° 08-217-FC  
PPS N° 045-0355-P  
CERTIFICATE N° 62427



## 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 April 24, 2008 in Tampa, Florida, for consideration of the Recommended Order entered in this case by Jeff B. Clark, Administrative Law Judge dated February 13, 2008. Petitioner was represented by Ronald Weaver. Respondent was present.

Respondent filed Exceptions to the Recommended Order. A copy of those Exceptions is attached to and incorporated by reference. After reviewing the complete record accompanying the Recommended Order, the Recommended Order, the Exceptions, and being fully advised in the premises, the Commission rejected all of the requested exceptions, finding that there is competent and substantial evidence to support the findings of fact in the Recommended Order.

The Panel hereby adopts the findings of fact, (paragraphs 1-11), conclusions of law, (paragraphs 12-22), 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:

1. Respondent is hereby issued a letter of reprimand.
2. Upon employment in any public or private position requiring a Florida educator's certificate, Respondent shall be placed on 2 employment years of probation with the

conditions that during that period, (s)he shall:

A. Immediately notify the investigative office in the Department of Education upon employment or termination of employment in the state in any public or private position requiring a Florida educator's certificate.

B. Have Respondent's immediate supervisor submit annual performance reports to the investigative office in the Department of Education.

C. Pay to the Commission during the first 6 months of each probation year the administrative costs (\$150) of monitoring probation assessed to the educator.

D. Violate no law and shall fully comply with all district school board policies, school rules, and State Board of Education rules.

E. Satisfactorily perform all assigned duties in a competent, professional manner.

F. Bear all costs of complying with the terms of a final order entered by the Commission.

G. Engage in, or verify that since the date of the Final Order Respondent has engaged in substance abuse counseling with a Recovery Network Program (RNP) approved licensed Florida provider until discharged from treatment. If, to fulfill this requirement, Respondent must now engage in such counseling, Respondent must have the professional submit quarterly reports to the EPC.

H. Refrain from transporting minor students in or on motor vehicles.

I. Respondent is assessed an administrative fine of \$2,000.00 to be paid within the first year of probation.

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

**DONE AND ORDERED**, this 30<sup>th</sup> day of May, 2008.

  
Angela Williams, Presiding Officer

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*Florida Administrative Law Reports*

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Ann Cole, Clerk  
Division of Administrative Hearings

Recovery Network Program

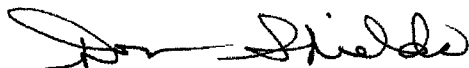
Probation

**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.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing Order was furnished to Virginia Bryan Martin, 2160 E.F. Griffin Road, Bartow, Florida 33830; and Edward R. Gay, Esquire, 1516 East Concord Street, Orlando, Florida 32803-5459 by Certified U.S. Mail this 6<sup>TH</sup> day of June, 2008.



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DON SHIELDS  
Education Practices Commission