

STATE OF FLORIDA  
COMMISSION ON HUMAN RELATIONS

FILED

2009 OCT -2 A 10:20

BRUNEL DANGERVIL,

EEOC Case No. 510200802576

Petitioner,

FCHR Case No. 2009-00929  
DIVISION OF ADMINISTRATIVE HEARINGS

v.

DOAH Case No. 09-0691

MIAMI-DADE COUNTY, FLORIDA,

FCHR Order No. 09-096

Respondent.

**FINAL ORDER DISMISSING PETITION FOR  
RELIEF FROM AN UNLAWFUL EMPLOYMENT PRACTICE**

Preliminary Matters

Petitioner Brunel Dangervil filed a complaint of discrimination pursuant to the Florida Civil Rights Act of 1992, Sections 760.01 - 760.11, Florida Statutes (2007), alleging that Respondent Miami-Dade County Florida committed an unlawful employment practice on the bases of Petitioner's race (Black) and National Origin (Haitian) by terminating Petitioner from employment.

The allegations set forth in the complaint were investigated by the Equal Employment Opportunity Commission.

Petitioner filed a Petition for Relief from an Unlawful Employment Practice, and the case was transmitted to the Division of Administrative Hearings for the conduct of a formal proceeding.

An evidentiary hearing was held in Miami, Florida, on May 7, 2009, before Administrative Law Judge June C. McKinney.

Judge McKinney issued a Recommended Order of dismissal, dated July 20, 2009.

The Commission panel designated below considered the record of this matter and determined the action to be taken on the Recommended Order.

Findings of Fact

We find the Administrative Law Judge's findings of fact to be supported by competent substantial evidence.

We adopt the Administrative Law Judge's findings of fact.

Conclusions of Law

We find the Administrative Law Judge's application of the law to the facts to result in a correct disposition of the matter.

We adopt the Administrative Law Judge's conclusions of law.

Exceptions

Neither of the parties filed exceptions to the Administrative Law Judge's Recommended Order.

Dismissal

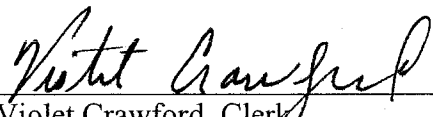
The Petition for Relief and Complaint of Discrimination are DISMISSED with prejudice.

The parties have the right to seek judicial review of this Order. The Commission and the appropriate District Court of Appeal must receive notice of appeal within 30 days of the date this Order is filed with the Clerk of the Commission. Explanation of the right to appeal is found in Section 120.68, Florida Statutes, and in the Florida Rules of Appellate Procedure 9.110.

DONE AND ORDERED this 1<sup>st</sup> day of October, 2009.  
FOR THE FLORIDA COMMISSION ON HUMAN RELATIONS:

Commissioner Donna Elam, Panel Chairperson;  
Commissioner Lizzette Gamero; and  
Commissioner Watson Haynes, II

Filed this 1<sup>st</sup> day of October, 2009,  
in Tallahassee, Florida.

  
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Violet Crawford, Clerk  
Commission on Human Relations  
2009 Apalachee Parkway, Suite 200  
Tallahassee, FL 32301  
(850) 488-7082

Copies furnished to:

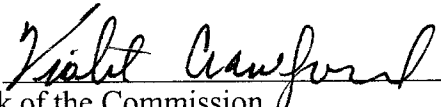
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Miami, FL 33128

June C. McKinney, Administrative Law Judge, DOAH

James Mallue, Legal Advisor for Commission Panel

I HEREBY CERTIFY that a copy of the foregoing has been mailed to the above listed addressees this 1<sup>st</sup> day of October, 2009.

By:   
Clerk of the Commission  
Florida Commission on Human Relations