

**SCHOOL BOARD**

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**SUPERINTENDENT**

Tim McGonegal

**SCHOOL DISTRICT OF MANATEE COUNTY**

February 2, 2010

**VIA FACSIMILE 850-921-6847**


State of Florida  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, FL 32301

**Re: SBMC vs. Alaine S. Chevalier—DOAH Case No. 09-1972**  
**SBMC Case No. 09-0004**

Dear Clerk:

Enclosed please find the Final Order entered by the School Board of Manatee County, Florida on December 16, 2009 in connection with the subject matter.

Sincerely,

  
Michelle Jimenez-Baserva  
Office Manager and Legal Assistant  
to John W. Bowen, Esq.

Encl

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**BEFORE THE SCHOOL BOARD  
OF MANATEE COUNTY, FLORIDA**



AGENCY CLERK  
SCHOOL BOARD OF MANATEE COUNTY

**THE SCHOOL BOARD OF  
MANATEE COUNTY, FLORIDA,**

**Petitioner/Employer,**

vs.

**SBMC: Case No. 09-0004  
DOAH: Case No. 09-1972**

**ALAINE S. CHEVALIER,**

**Respondent/Employee.**

\_\_\_\_\_ /

**FINAL ORDER**

THIS CAUSE, having come before the School Board of Manatee County, Florida, on December 14, 2009, for final action on the RECOMMENDED ORDER of the Administrative Law Judge, William F. Quattlebaum, dated November 17, 2009, and the Board, having reviewed and considered the entire record, as well as the exceptions filed and arguments of counsel, hereby rejects the exceptions filed by Respondent for the reasons set forth in Petitioner School Board of Manatee County, Florida's Response to Respondent's Exceptions to Hearing Officer's Recommended Order, a copy of which is attached to this Final Order and incorporated fully herein by reference. The School Board adopts the November 17, 2009, RECOMMENDED ORDER, a copy of which is attached to this Final Order and incorporated fully herein by reference, with the following modifications:

Paragraph 11 of the Recommended Order shall be modified, consistent with the competent, substantial evidence in the record, to read as follows:

- 11. Mr. Cooper was apparently not the only person concerned about the Respondent's ability to provide appropriate instruction to her students. On or about January 30, 2009, Scarbrough and Murray

met with the mother of S.T., a student assigned to the Respondent's roster, who believed that her child was still not learning from the Respondent, even after the students were combined with Ms. Murray's class.

Paragraph 12 of the Recommended Order shall be modified, consistent with the competent, substantial evidence in the record, to read as follows:

12. A few days after S.T.'s mother met with Scarbrough and Murray, the Respondent admonished S.T. for talking in class and told the student that she would report the student's behavior directly to the mother "who just came in here and yelled at me."

DONE AND ENTERED this 16th day of December, 2009, in Bradenton,  
Manatee County, Florida.

  
Jane Pfeilsticker, Chair

COPIES FURNISHED:

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