

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

COLLIER COUNTY SCHOOL BOARD,            )  
  )  
          Petitioner,                            )  
  )  
vs.    )     Case No. 09-2905  
  )  
RUSSELL WHEELER,                         )  
  )  
          Respondent.                         )  
\_\_\_\_\_  )

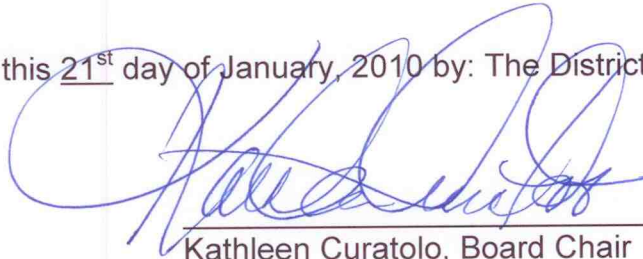
FINAL ORDER

This case came before the District School Board of Collier County, Florida (“the Board”) at its regularly scheduled Board meeting on January 21, 2010. The Board, having received the Recommended Order of Administrative Law Judge Susan B. Harrell determines the following:

1. The Recommended Order of Judge Harrell dated December 22, 2009, a copy of which is appended hereto and incorporated by referenced herein, is hereby adopted as the Board’s Final Order.
2. Exceptions to the Recommended Order were not filed by either party.
3. Consistent with the findings of fact and conclusions of law set forth in Judge Harrell’s Recommended Order, the Board finds there was just cause to suspend the Respondent from his employment for the period May 18, 2009-January 18, 2010 with no back pay. Respondent shall be reinstated to employment thereafter.

4. This Final Order may be appealed to the Second District Court of Appeals, P.O. Box 327, 1005 E. Memorial Blvd. Lakeland, Florida 33802, telephone number 863-499-2290. The appeal must be filed within 30 days of the date of this Order by filing a Notice of Appeal with the School Board and a second copy with the Second District Court of Appeals.

IT IS SO ORDERED this 21<sup>st</sup> day of January, 2010 by: The District School Board of Collier County through:



Kathleen Curatolo, Board Chair

A copy of this Final Order will be furnished to Robert Coleman, Attorney for Respondent, at Coleman & Coleman, P.A., Post Office Box 2089, Ft. Myers, Florida 33902, on January 21, 2010 by fax and by regular U.S. Mail postage prepaid.



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Diane Rustay, Clerk/ Board Secretary