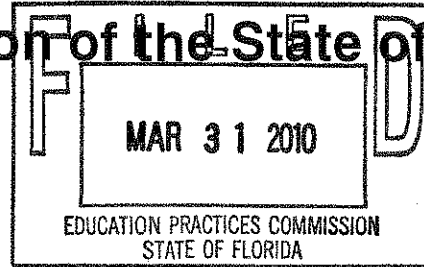




Before the Education Practices Commission of the State of Florida



COREY HODGES,

Petitioner,

vs.

DR. ERIC J. SMITH
Commissioner of Education,

Respondent

EPC CASE N° 09-0326-D
DOAH CASE N° 09-3048
INDEX N° 10-090 - F0 F
PPS N° 089-1468-LA
CERTIFICATE N° 1105825

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 February 26, 2010 in Tallahassee, Florida, for consideration of the Recommended Order entered in this case by Linda M. Rigot, Administrative Law Judge dated December 2, 2009.

Respondent filed Exceptions to the Recommended Order. A copy of those Exceptions is attached to and incorporated by reference. The Commission identified 4 exceptions to the conclusions of law in Respondent's paragraphs 8, 10, 11 and 12. After reviewing the complete record accompanying the Recommended Order, the Recommended Order, the Exceptions, and being fully advised in the premises, the Commission rejects Exception number 1, paragraph 8, as the administrative law judge's conclusions are more reasonable. Exception number 2, paragraph 10, is rejected as the administrative law judge's conclusions are more reasonable. Exception number 3, paragraph 11, is rejected as the administrative law judge's conclusions are more

reasonable. Exception number 4, paragraph 12, is rejected as the administrative law judge's conclusions are more reasonable.


The Panel hereby adopts the findings of fact, (paragraphs 1-22), conclusions of law, (paragraphs 23-38), 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:

Petitioner's application for a Florida Educator's certificate is granted.

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

DONE AND ORDERED, this 26th day of MARCH, 2010.


BRIAN T. DONOVAN, Presiding Officer

COPIES FURNISHED TO:

Bureau of Professional Practices

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Florida Administrative Law Reports

Superintendent
Flagler County Schools
PO Box 755
Bunnell, FL 32110-0755

Director of Personnel
Flagler County Schools
PO Box 755
Bunnell, FL 32110-0755

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.

Final Order
Corey Hodges
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DOE counsel for PPS

Edward T. Bauer, Attorney at Law

Daniel Biggins
Assistant Attorney General

Linda M. Rigot
Administrative Law Judge
Division of Administrative Hearings
1230 Apalachee Parkway
Tallahassee, FL 32399-1550

Claudia Llado, Clerk
Division of Administrative Hearings

Probation

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Order was furnished to Corey Hodges, 36 Barrington Drive, Palm Coast, Florida 32137; and Sidney M. Nowell, P.O. Box 819, Bunnell, Florida 32110 by Certified U.S. Mail this 31 day of March, 2010.



DON SHIELDS
Education Practices Commission