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DIVISION OF
ADMINISTRATIVE
HEARINGS

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

BEFORE THE SCHOOL BOARD OF ESCAMBIA COUNTY, FLORIDA

ESCAMBIA COUNTY SCHOOL BOARD,
Petitioner,

vs.

Case No. 09-3952

ERICA ADAMS-BROWN,
Respondent.

ESCAMBIA COUNTY SCHOOL BOARD,
Petitioner,

vs.

Case Nos. 09-3953
09-4998

JOE NATHAN KING,
Respondent.

**FINAL ORDER ADOPTING THE FINDINGS OF FACT AND CONCLUSIONS
OF LAW OF THE ADMINISTRATIVE LAW JUDGE**

Pursuant to notice, a formal hearing was held in this matter on October 5 and 6, 2009, before the Division of Administrative Hearings by Administrative Law Judge Robert S. Cohen in Pensacola, Florida. The subject matter of the hearing was whether the respective Respondents should remain suspended without pay pending the disposition of criminal charges that are disqualifying offenses under Section 1012.315, Florida Statutes. The second issue, relating only to Respondent Joe Nathan King, is whether there is just cause for his suspension without pay for five days based upon allegations of misconduct.

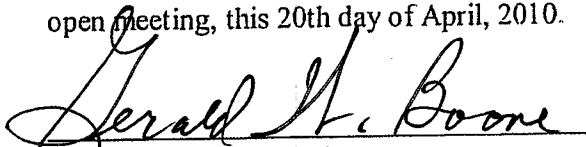
Judge Cohen issued a Recommended Order on December 18, 2009. Judge Cohen affirmed the suspension without pay of Respondents pending the disposition of

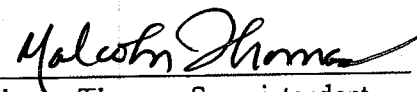
disqualifying criminal charges, and the suspension without pay of Respondent, Joe Nathan King, for five days for engaging in misconduct, including striking a student. Judge Cohen made findings of fact and conclusions of law, which are supported by the record.


Pursuant to Section 120.57, Florida Statutes, the School Board of Escambia County hereby adopts the findings of fact and conclusions of law contained in the Recommended Order, which is specifically incorporated by reference and attached. The suspension without pay of Respondents pending the disposition of disqualifying criminal charges, and the suspension without pay of Respondent, Joe Nathan King, for five days for engaging in misconduct, is hereby GRANTED.

Respondents have thirty (30) days from the rendition of this Order to file a notice of appeal in accordance with Section 120.68, Florida Statutes.

ADOPTED by the School Board of Escambia County, at Pensacola, Florida, in open meeting, this 20th day of April, 2010.


Gerald W. Boone, Chair

Attest: 
Malcolm Thomas, Superintendent

APPROVED AS TO FORM

MAR 26 2010
GENERAL COUNSEL
ESCAMBIA COUNTY SCHOOL BOARD

APPROVED
ESCAMBIA COUNTY SCHOOL BOARD

APR 20 2010

MALCOLM THOMAS, SUPERINTENDENT
VERIFIED BY RECORDING SECRETARY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by U.S.

Mail this 7th day of MAY, 2010 to:

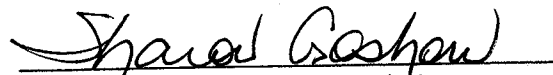
Robert S. Cohen, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, FL 32399-3060

Joseph L. Hammons, Esquire, Hammons, Longoria & Whittaker, P.A., 17 West Cervantes Street, Pensacola, FL 32501

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