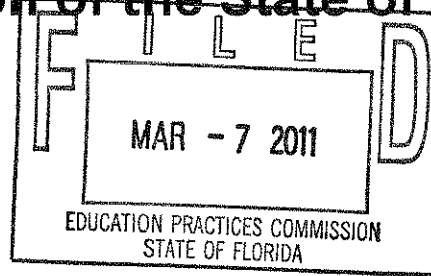




Before the Education Practices Commission of the State of Florida



DR. ERIC J. SMITH
Commissioner of Education,

Petitioner,

vs.

HEATHER IVANYI,

Respondent

EPC CASE N° 09-0592-RT
DOAH CASE N° 09-6693PL
INDEX N° 11-048-FOF
PPS N° 089-2529
CERTIFICATE N° 807545

Corrected 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 January 20, 2011 in Tampa, Florida, for consideration of the Recommended Order entered in this case by Lisa Shearer Nelson, Administrative Law Judge dated July 15, 2010. Respondent was represented by counsel. This Order is corrected as to the required documentation in paragraph 2G.

After reviewing the complete record accompanying the Recommended Order, the Recommended Order, and being fully advised in the premises, the Commission hereby adopts the findings of fact, (paragraphs 1-41) and conclusions of law, (paragraphs 42-62). The Commission modifies the recommendation contained in the Recommended Order based on paragraph 62 of the Recommended Order where the Administrative Law Judge stated the Commission may want to allow the Respondent to reapply in the future under certain conditions based on Respondent's prior dedication to children with disabilities. 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 except as modified below.

It is therefore **ORDERED** that:

1. Respondent's Florida educator's certificate is hereby revoked for a period of 3 years.

2. Upon employment in any public or private position requiring a Florida educator's certificate, Respondent shall be placed on 3 employment years of probation with the conditions that during that period, she shall:

A. Immediately notify the investigative office in the Department of Education upon employment or termination of employment in the state in any public or private position requiring a Florida educator's certificate.

B. Have Respondent's immediate supervisor submit annual performance reports to the investigative office in the Department of Education.

C. Pay to the Commission during the first 6 months of each probation year the administrative costs (\$150) of monitoring probation assessed to the educator.

D. Violate no law and shall fully comply with all district school board policies, school rules, and State Board of Education rules.

E. Satisfactorily perform all assigned duties in a competent, professional manner.

F. Bear all costs of complying with the terms of a final order entered by the Commission.

G. Provide a certificate to verify successful completion of a Department of Children

and Families class in recognizing and preventing child abuse.

H. Provide a certified college transcript to verify successful (a grade of "pass" or a letter grade no lower than a "B") completion of 3 hours of college level course-work in the area of Ethics.

I. Complete In-service training upon her return to the classroom.

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

DONE AND ORDERED, this 4th day of MARCH, 2011.


BRIAN T. DONOVAN, Presiding Officer

COPIES FURNISHED TO:

Bureau of Professional Practices
Bureau of Teacher Certification
Florida Administrative Law Reports
Superintendent, Citrus County Schools
1007 W. Main St.
Inverness, FL 34450-4625
Director of Personnel
Citrus County Schools
1007 W. Main St.
Inverness, FL 34450-4625
DOE counsel for PPS
Daniel Biggins
Assistant Attorney General

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
Heather Ivanyi
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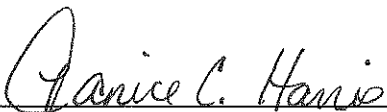
Lisa Shearer Nelson
Administrative Law Judge
Division of Administrative Hearings
1230 Apalachee Parkway
Tallahassee, FL 32399-1550

Claudia Llado, Clerk
Division of Administrative Hearings

Probation

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Order was furnished to Heather Ivanyi, 1281 West Mansfield Street, Lecanto, Florida 34461; and Mark Herdman, Herdman and Sakellarides, P.A., 29605 U.S. Highway 19 North, Clearwater, Florida 33761 by Certified U.S. Mail this 7th day of MARCH, 2011.



Janice C. Harris,
Education Practices Commission