

BEFORE THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA

PALM BEACH COUNTY SCHOOL BOARD
Petitioner,

vs.

Case No.: 10-1526
JUDGE STUART M. LERNER

ELIZABETH STUGLIK,
Respondent.

FINAL ORDER

THIS CAUSE, came before the SCHOOL BOARD OF PALM BEACH COUNTY (hereinafter referred to as "SCHOOL BOARD") pursuant to Sections 120.569 and 120.57, Fla. Stat., on May 19, 2010, in West Palm Beach Florida for the purpose of an administrative hearing. The Administrative Law Judge's Recommended Order was entered on August 2, 2010, recommending that a final order be entered finding that the charges against Respondent have not been sustained and awarding back salary for the period Respondent was under suspension without pay. Respondent is not entitled to reinstatement because her last annual contract with the School Board has expired and not been renewed.

Present at the hearing for the Petitioner was counsel, Elizabeth T. McBride, Esq., Respondent's Counsel, Matthew Hayes and Respondent, Elizabeth Stuglik. Upon review of the Recommended Order, the Board makes the following findings and conclusions.

FINDINGS OF FACT

1. The findings of fact set forth in the Recommended Order are approved, adopted and incorporated herein by reference in its entirety.
2. There is competent substantial evidence to support the findings of fact.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter pursuant to Fla. Stat. § 120.57(1).

2. The conclusions of law set forth in the Recommended Order are approved, adopted and incorporated herein by reference.

WHEREFORE, IT IS ORDERED AND ADJUGED, that the Recommended Order from the Administrative Law Judge is hereby adopted and approved by the School Board and resolves all issues relating to the appeal of Elizabeth Stuglik's recommended disciplinary action. Accordingly, the Board hereby issues a Final Order dismisses all charges against Respondent. This Final Order shall take affect upon being filed with Clerk of the SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA.

DONE AND ORDERED this 13th day of October, 2010.

PALM BEACH COUNTY SCHOOL BOARD


ARTHUR C. JOHNSON, PH.D., SUPERINTENDENT


for MONROE BENAIM, CHAIRMAN

NOTICE OF RIGHT TO JUDICIAL REVIEW

Any party who was adversely affected by this Final Order is entitled to judicial review pursuant to Fla. Stat. §120.68. 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 agency clerk of the SCHOOL BOARD OF PALM BEACH COUNTY and a second copy, accompanied by filing fees prescribed by law, with the 4th District Court of Appeal or with the District Court of Appeal in the Appellate District, where the party resides. The Notice of Appeal must be filed within 30 days of rendition of the Order to be reviewed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to Stuart M. Lerner, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Appalachee Parkway, Tallahassee, Florida 32399-3060; and by Certified Mail Return Receipt to: Matthew Haynes, Johnson and Haynes, P.A., The Barrister's Building, 1615 Forum Place, Suite 500, West Palm Beach, Florida 33401, this 1st day of October, 2010.

By: Elizabeth T. McBride
Elizabeth T. McBride, Esq.
Fla. Bar No.: 0438431