



Before the Education Practices Commission of the State of Florida

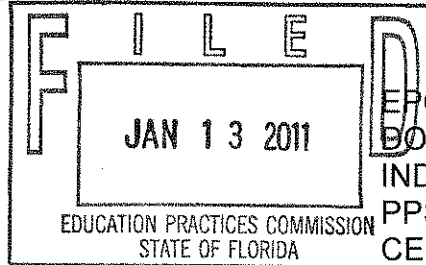
DR. ERIC J. SMITH
Commissioner of Education

Petitioner,

vs.

MARIA MALVAR,

Respondent



EPC CASE N^o 10-0171-RT
DOAH CASE N^o 10-2784PL
INDEX N^o 11-003-FOF
PPS N^o 089-1382
CERTIFICATE N^o 776701

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 December 9, 2010 in Tallahassee, Florida, for consideration of the Recommended Order entered in this case by Claude B. Arrington, Administrative Law Judge dated September 13, 2010. Respondent was not present.

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 1-44), conclusions of law, (paragraphs 45-59), 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:

Respondent's Florida educator's certificate is hereby suspended for a period of 1 year.

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

DONE AND ORDERED, this 11th day of January, 2011.


BRIAN T. DONOVAN, Presiding Officer

COPIES FURNISHED TO:

Bureau of Professional Practices

Bureau of Teacher Certification

Florida Administrative Law Reports

Superintendent of Schools
1450 NE Second Avenue #912
Miami, FL 33132

Director
Office of Professional Standards
Dade County Schools
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DOE counsel for PPS

Ronald Weaver, Attorney at Law

Daniel Biggins
Assistant Attorney General

Claude B. Arrington
Administrative Law Judge
Division of Administrative Hearings
1230 Apalachee Parkway

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
Maria Malvar
Page 3

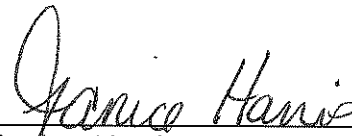
Tallahassee, FL 32399-1550

Claudia Llado, Clerk
Division of Administrative Hearings

Probation

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing Order was furnished to Maria Malvar, 420 SW 62 Court, Miami, Florida 33144; and Henry Lopez-Aguilar, 9415 Sunset Drive, Suite 119, Miami, Florida 33173 by Certified U.S. Mail this 13th day of JANUARY, 2011.



Janice Harris,
Education Practices Commission