

**BEFORE THE SCHOOL BOARD OF VOLUSIA COUNTY, FLORIDA**

**VOLUSIA COUNTY SCHOOL BOARD,**

**Petitioner,**

**vs.**

**DOAH Case No. 10-4490**

**TAMIKA WHITAKER,**

**Respondent.**

\_\_\_\_\_ /

**FINAL ORDER**

THIS CAUSE, having come before the School Board of Volusia County, Florida, on February 9, 2010, for final action on the RECOMMENDED ORDER of Administrative Law Judge Barbara J. Staros, dated December 3, 2010, and the Board, having reviewed and considered the entire record, including the Respondent's Exceptions to the Recommended Order, Petitioner's Responses to Respondent's Exceptions to the Recommended Order, and arguments of counsel, hereby rejects the exceptions filed by Respondent for the reasons set forth in Petitioner's Responses to Respondent's Exceptions to the Recommended Order, a copy of which is attached to this Final Order and incorporated fully herein by reference. The School Board adopts the December 3, 2010, RECOMMENDED ORDER, as the Board's Final Order and thereby incorporates such order, a copy of which is attached to this Final Order and incorporated fully herein by reference.

DONE AND ENTERED this 9<sup>th</sup> day of February, 2011, in Deland, Volusia County, Florida.

  
Stan Schmidt, Chairman

**COPIES FURNISHED:**

Erin G. Jackson, Esq.  
Thompson Sizemore Gonzalez & Hearing, P.A.  
Post Office Box 639  
Tampa, FL 33601-0639

Marc A. Sugerman  
AFSCME Council 79  
2738 North Forsyth Road  
Winter Park, FL 32792

Dr. Margaret A. Smith  
Superintendent  
Volusia County Schools  
Post Office Box 2118  
Deland, FL 32772-2118

**NOTICE**

**All parties have the right of judicial review of this Order in accordance with section 120.68, Florida Statutes. In order to appeal, a party must file a notice of appeal with Karen Gieselman, the Agency Clerk of the School Board of Volusia County, Florida, at Deland Administrative Complex, 200 Clara Ave., Deland, FL 327720, within thirty (30) days of the rendition of this order and must also file a copy of the notice, accompanied by filing fees, with the Clerk of the Fifth District Court of Appeal, 300 South Beach Street, Daytona Beach, Florida 32114, telephone number (386) 255-8600. Review proceedings shall be conducted in accordance with the Florida Appellate Rules, and specifically, Rule 9.110 of such Florida Appellate Rules.**