

STATE OF FLORIDA
DEPARTMENT OF EDUCATION

PAM STEWART AS COMMISSIONER OF
EDUCATION,

Petitioner,

vs.

DOAH CASE NO. 2014-1096SP
DOE CASE NO. 2013-2862

DEPT OF EDUCATION
TALLAHASSEE FLA

2014 JUN -5 AM 11:12

FILED AGENCY CLERK

BARRINGTON ACADEMY AND
BARRINGTON ACADEMY II,

Respondents.

FINAL ORDER

This matter was heard before Administrative Law Judge Claude B. Arrington in accordance with sections 120.569, 120.57(1), and 1002.395, Florida Statutes, on April 10, 2014. Judge Arrington issued his Recommended Order on May 19, 2014.


After reviewing the complete record accompanying the Recommended Order, the Recommended Order, attached and incorporated herein, and being fully advised in the premises, the Commissioner of Education hereby adopts the findings of fact (paragraphs 1–22) and conclusions of law (paragraphs 23–29). The Commissioner does not reject paragraph 30, but rather does not recognize it as either a conclusion of law or a finding of fact based on competent substantial evidence and therefore declines to adopt it. The Commissioner adopts the recommendation with regard to revocation of Respondent’s eligibility to participate in the John M. McKay Scholarship for Students with Disabilities Program and the Florida Tax Credit Scholarship Program. The Commissioner declines to adopt the recommendation to the extent that the Recommended Order addresses future applications to the scholarship programs by

Respondent in that the facts pertinent to future applications were not before the Administrative Law Judge nor did he have jurisdiction to rule on the issue.

DISPOSITION

WHEREFORE, it is ORDERED and ADJUDGED, that the eligibility of Barrington Academy and Barrington Academy II to participate in the John M. McKay Scholarship for Students with Disabilities Program and the Florida Tax Credit Scholarship Program is revoked.

DONE AND ORDERED this 5 day of June, 2014, in Tallahassee, Florida.

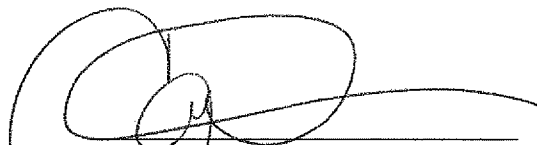

PAM STEWART
Commissioner of Education

NOTICE OF APPEAL RIGHTS

THIS ORDER CONSTITUTES FINAL AGENCY ACTION. PURSUANT TO 120.68 (2), FLORIDA STATUTES, JUDICIAL REVIEW OF THIS PROCEEDING MAY BE INSTITUTED BY FILING A NOTICE OF APPEAL IN THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE AGENCY MAINTAINS ITS HEADQUARTERS OR WHERE A PARTY RESIDES. SUCH NOTICE OF APPEAL MUST BE FILED WITH THE DISTRICT COURT OF APPEAL WITHIN THIRTY (30) CALENDAR DAYS OF THE DATE THIS ORDER IS FILED IN THE OFFICIAL RECORDS OF THE DEPARTMENT OF EDUCATION, AS INDICATED IN THE CERTIFICATE OF THE AGENCY CLERK BELOW, OR FURTHER REVIEW WILL BE BARRED.

CERTIFICATE OF THE AGENCY CLERK

I HEREBY CERTIFY THAT the above order has been filed with the agency clerk of the Department of Education, and that a true and correct copy has been furnished to Petitioner by U.S. mail this 5 day of June, 2014.



CATHY SCHROEDER
Agency Clerk

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