

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

NEW MILLENNIUM
CHARTER SCHOOL,

Petitioner,

vs.

DOAH Case No. 14-3353

MADISON COUNTY
SCHOOL BOARD,

Respondent,

_____ /

FINAL ORDER

On October 27, 2014, an Administrative Law Judge (“ALJ”) with the Division of Administrative Hearings (“DOAH”) entered her ORDER CLOSING FILE AND RELINQUISHING JURISDICTION (“DOAH ORDER”) to the Madison County School Board (the “SCHOOL BOARD” or the “BOARD”) in the above captioned proceeding. A copy of the DOAH ORDER is attached hereto as Exhibit A. The DOAH ORDER indicates that copies were sent to counsel for the SCHOOL BOARD, George T. Reeves, Esq., and counsel for the Petitioner, NEW MILLENNIUM CHARTER SCHOOL, (the “CORPORATION”). The DOAH ORDER was stipulated to by the parties. This matter is now before the SCHOOL BOARD for final agency action.

BACKGROUND

1. The CORPORATION presently holds a charter (hereinafter the “CHARTER”) with the SCHOOL BOARD pursuant to Section 1002.33, Florida Statutes, to operate the “New Millennium Charter School” in Madison County, Florida. The CHARTER was effective

July 1, 2013 and was to be for a term of July 1, 2013 through June 30, 2017.

2. Pursuant to Section 1002.33(8)(a), Florida Statutes, the SCHOOL BOARD has previously given notice of termination of the CHARTER to the CORPORATION.
3. Pursuant to Section 1002.33(8)(b), Florida Statutes, the CORPORATION has timely requested a hearing of such notice of termination.
4. Pursuant to Section 1002.33(8)(b), Florida Statutes, the SCHOOL BOARD referred the request for hearing to the Division of Administrative Hearings, where such case was given the style set forth above.
5. On October 21, 2014, the parties entered into a written settlement agreement (the "SETTLEMENT AGREEMENT") settling all matters between them.
6. On October 23, 2014, pursuant to the SETTLEMENT AGREEMENT, the SCHOOL BOARD moved the ALJ for an order relinquishing jurisdiction back to the SCHOOL BOARD for the entry of a final order terminating the CHARTER.
7. On October 27, 2014, the ALJ entered DOAH ORDER which returned jurisdiction to the SCHOOL BOARD for entry of an order terminating the CHARTER.

ORDER

Having considered the SETTLEMENT AGREEMENT and the applicable law, and being otherwise duly advised, it is

ORDERED that, by agreement of the parties, the CHARTER is hereby TERMINATED, effective immediately.

JUDICIAL REVIEW

Any party to this proceeding has the right to seek judicial review of the Final Order

pursuant to Sections 1003.22(8) and 120. 68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Superintendent of Schools for Madison County, Florida, 210 North East Duval Avenue, Madison, Florida 32340; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date this Final Order is filed with the Superintendent of Schools for Madison County, Florida.

DONE and ORDERED on November 4, 2014 by the District School Board of Madison County, Florida with the members of the Board voting as follows:

Yeas: 5

Nays: 0


Abstaining: 0

Absent: 0

DISTRICT SCHOOL BOARD OF
MADISON COUNTY, FLORIDA

By: Fair Payne

Chair

Attest: 
Doug Brown
Superintendent of Schools

CERTIFICATE OF FILING AND MAILING

I HEREBY CERTIFY that the original of the above and forgoing Final Order was filed in the office of the Superintendent of Schools and a true and correct copy of the same was provided to each of the following:

Ms. Angela M. Ball
Post Office Box 734
Perry, Florida 32348
Email: aball_law@hotmail.com


Board of Directors
New Millennium Charter School, Inc.
1282 SW MLK Jr Dr.
Madison, Florida 32340

Commissioner of Education
Department of Education
Turlington Building, Suite 1514
325 West Gaines Street
Tallahassee, Florida 32399-0400

Office of General Counsel
Department of Education
Turlington Building, Suite 1244
325 West Gaines Street
Tallahassee, Florida 32399-0400

Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060

by certified mail return receipt requested on November 5, 2014.



Doug Brown
Superintendent of Schools