

IN THE SCHOOL BOARD OF
MIAMI-DADE COUNTY, FLORIDA

MIAMI-DADE COUNTY SCHOOL BOARD,

Petitioner,

CASE NO. 14-5940TTS

v.

JANNETT PUSEY,

Respondent.

_____ /

**FINAL ORDER OF THE SCHOOL BOARD
OF MIAMI-DADE COUNTY, FLORIDA**

THIS CAUSE came for hearing before The School Board of Miami-Dade County, Florida, at its regular meeting of October 14, 2015, for the purposes of hearing Respondent's Exceptions to Recommended Order and for adoption of a Final Order in the case of Miami-Dade County School Board v. Jannett Pusey, DOAH Case No. 14-5940TTS. Upon review of the record as defined by Fla. Stat. §120.57(1)(f), the Administrative Law Judge's ("ALJ") Findings of Fact and Conclusions of Law as stated in the Recommended Order dated June 26, 2015, are hereby adopted as the Final Order of the School Board.

As to Respondent's Exceptions to Recommended Order, they are rejected as follows:

1. Respondent's exception to Finding of Fact No. 11 is rejected. The ALJ's Findings of Fact contained in paragraph 11 are based on competent substantial evidence.

2. Respondent's exception to Finding of Fact No. 12 is rejected. The ALJ's Findings of Fact contained in paragraph 12 are based on competent substantial evidence.

3. Respondent's exception to Finding of Fact No. 13 is rejected. The ALJ's Findings of Fact contained in paragraph 13 are based on competent substantial evidence.

4. Respondent's exception to Finding of Fact No. 15 is rejected. The ALJ's Findings of Fact contained in paragraph 15 are based on competent substantial evidence.

5. Respondent's exception to Finding of Fact No. 27 is rejected. The ALJ's Findings of Fact contained in paragraph 27 are based on competent substantial evidence.

6. Respondent's exception to Conclusion of Law No. 39 is rejected. The ALJ's Conclusions of Law contained in paragraph 39 are reasonable and supported by competent substantial evidence.

7. Respondent's exception to Conclusion of Law No. 40 is rejected. The ALJ's Conclusions of Law contained in paragraph 40 are reasonable and supported by competent substantial evidence.

8. Respondent's exception to Conclusion of Law No. 42 is rejected. The ALJ's Conclusions of Law contained in paragraph 42 are reasonable and supported by competent substantial evidence.

9. Respondent's exception to Conclusion of Law No. 44 is rejected. The ALJ's Conclusions of Law contained in paragraph 44 are reasonable and supported by competent substantial evidence.

10. Respondent's exception to Conclusion of Law No. 46 is rejected. The ALJ's Conclusions of Law contained in paragraph 46 are reasonable and supported by competent substantial evidence.

11. Respondent's exception to the recommended penalty of termination is rejected. The ALJ's recommended penalty is appropriate in light of the Findings of Fact, Conclusions of Law, Respondent's prior 25-day suspension for similar conduct (inappropriate physical contact with a student) and the seriousness of the violations.

IT IS THEREFORE ORDERED AND ADJUDGED that the Administrative Law Judge's Recommended Order is incorporated by reference in its entirety, in this Final Order of the School Board.

IT IS FURTHER ORDERED AND ADJUDGED that Respondent's employment is terminated.

DONE AND ORDERED this 20th day of October, 2015.

**THE SCHOOL BOARD OF MIAMI-DADE
COUNTY, FLORIDA**

By: Perla T. Hantman
Ms. Perla Tabares Hantman, Chair

Filed with the Clerk of The School Board of
Miami-Dade County, Florida this 21st day of
October, 2015.

APPEAL OF FINAL ORDER

This Final Order may be appealed by filing two (2) copies of a notice of appeal accompanied by a filing fee, as set out in section 120.68(2), Florida Statutes and the Florida Rules of Appellate Procedure 9.110(b) and (c), within thirty (30) days of the rendition of this Final Order.