

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

CASE NO. 15-1741TTS

PALM BEACH COUNTY SCHOOL BOARD,

Petitioner,

v.

LIBBY STROUD,

Respondent.

NOTICE OF ISSUANCE OF FINAL ORDER BY SCHOOL BOARD

COMES NOW the Petitioner, PALM BEACH COUNTY SCHOOL BOARD, by and through its undersigned counsel and hereby gives Notice of Issuance of Final Order by The School Board of Palm Beach County, Florida dated February 17, 2016, to Respondent, LIBBY STROUD in the above styled cause.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document has been delivered by Electronic Mail to: nick@tjlawpa.com Nick Caggia, Esq. Law Office of Thomas Johnson, P.A this 24th day of February, 2016.

SCHOOL BOARD OF PALM BEACH
COUNTY, FLORIDA
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By: /S/ JEAN MARIE MIDDLETON
JEAN MARIE MIDDLETON, ESQ.
Florida Bar No.: 147532

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

PALM BEACH COUNTY SCHOOL BOARD,

Petitioner,

vs.

CASE NO.: 15-1741 TTS
ALJ – DARREN A. SCHWARTZ

LIBBY STROUD,

Respondent.

FINAL ORDER

THIS CAUSE, came before The School Board of Palm Beach County, Florida (hereinafter referred to as "SCHOOL BOARD") pursuant to §120.569 and §120.57, Fla. Stat., after an administrative hearing was conducted before the Honorable Darren A. Schwartz on August 17, 2015 through August 18, 2015 and September 24, 2015. The Recommended Order was entered by the Honorable Darren A. Schwartz on December 31, 2015, recommending that a final order be entered by the Palm Beach County School Board upholding the suspension and terminating Respondent's employment.

FINDINGS OF FACT

1. The findings of fact set forth in the Recommended Order are approved, adopted and incorporated herein by reference in its entirety.
2. The Superintendent established, by clear and convincing evidence, that Respondent's misconduct in office, of (1) failing to comply with the specific directives maintaining sufficient contact with parents in violation of Florida Administrative Code Rule 6A-10.081; (2) engaged in conduct which failed to make reasonable effort to protect students from conditions harmful to learning in violation of School Board Policy 0.01 2.c; (3) engaged in conduct which disrupted the students' learning environment and reduced Respondent's ability to effectively perform duties in violation of rules 6A-5.056(2)(d) and (e); (4) failed to carry out assigned duties and failed in recordkeeping in accordance

with state rules and School Board Policy 1.013(1) and (4); (5) failed to faithfully and accurately keep the records specifically directed to keep in violation of School Board Policy 2.34; (6) failed to carry out responsibilities in accordance with reasonable directives from her supervisor that did not pose an immediate serious hazard to health and safety or clearly violate established law or policy in violation of School Board Policy 3.10; (7) incompetence in violation of rule 6A-5.056(3); (8) gross insubordination in violation of rule 6A-5.056(4); willful neglect of duty in violation of rule 6A-5.056(5), constituted just cause to suspend and terminate Respondent's employment.

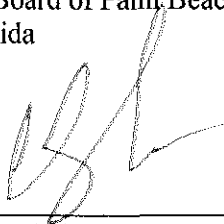
CONCLUSIONS OF LAW

3. The Board has jurisdiction of this matter pursuant to §120.57, Fla. Stat.
4. The conclusions of law set forth in the Recommended Order are approved, adopted and incorporated herein by reference in its entirety.

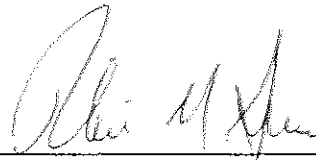
WHEREFORE, IT IS ORDERED AND ADJUDGED, that Libby Stroud's suspension and termination of employment as of December 31, 2015, as set forth in the Petition for Suspension and Termination dated March 25, 2015, is hereby upheld. This FINAL ORDER shall take effect upon being filed with the Clerk of the SCHOOL BOARD.

DONE and ORDERED this 17th day of February 2016.

The School Board of Palm Beach
County, Florida



Chuck Shaw, Chairman




Robert M. Avossa, Ed.M., Superintendent

NOTICE OF RIGHT TO JUDICIAL REVIEW

This Final Order constitutes final agency action. Any party who is adversely affected by this Final Order has the right to seek judicial review of the Final Order pursuant to Section 120.68, Fla. Stat. 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 agency clerk of The School Board of Palm Beach County, Florida, and a second copy, accompanied by appropriate filing fees as prescribed by law, with Fourth District Court of Appeals, or with the District Court of Appeal in the Appellate District, where the party resides, if applicable. The notice of appeal must be filed within thirty (30) days of rendition of the Order to be reviewed.

Respectfully submitted this 17th day of February 2016.

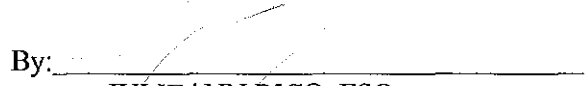


JulieAnn Rico, Esq.
General Counsel for The School Board
of Palm Beach County, Florida

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been furnished via email to nick@tjlawpa.com, this 17th day of February, 2016.

THE SCHOOL BOARD OF PALM
BEACH COUNTY, FLORIDA
JulieAnn Rico, Esq.
General Counsel
3300 Forest Hill Blvd., Ste., C-323
West Palm Beach, FL 33406

By: 

JULIEANN RICO, ESQ.
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