

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

PALM BEACH COUNTY SCHOOL BOARD,

Petitioner,

CASE NO.: 15-7009 TTS

vs.

LONTAY FINNEY,

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 March 8, 2017, to Respondent, LONTAY FINNEY, in the above styled cause.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing document was provided by electronic mail to the Counsel for Respondent, Nick Caggia, Esq., at nick@tjlaw.com, this 8th day of March, 2017.

The School Board of Palm Beach County,
Florida
JulieAnn Rico, Esquire
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By: /s/ Jean Marie Middleton
JEAN MARIE MIDDLETON, ESQ.
Florida Bar No. 147532
Attorney for Petitioner

LONTAY FINNEY – DOAH CASE NO.: 15-7009 TTS

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

PALM BEACH COUNTY, FLORIDA

Petitioner,

vs.

CASE NO.: 15-7009 TT'S
ALJ – JUNE C. MCKINNEY

LONTAY FINNEY,

Respondent.

FINAL ORDER

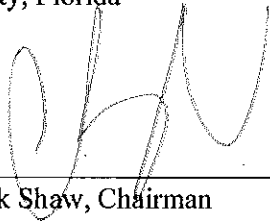
THIS CAUSE, came before The School Board of Palm Beach County, Florida (hereinafter referred to as "SCHOOL BOARD") pursuant to §120.569 and §120.57, Fla. Stat., after an administrative hearing was conducted before the Honorable June C. McKinney on October 14, 2016. The Recommended Order was entered by the Honorable June C. McKinney on January 4, 2017, recommending that a final order be entered by the Palm Beach County School Board upholding Respondent's suspension without pay and termination for just cause.

IT IS ORDERED AND ADJUDGED as follows:

1. That the Board has jurisdiction of this matter pursuant to §120.57, Fla. Stat.
2. That the Board hereby accepts and approves the findings, conclusion and recommendations of the Recommended Order dated January 4, 2017, a copy of which is attached hereto and incorporated herein by reference in its entirety.
3. Based upon the recommended order, it is further ordered as follows:
 - a) The charges of violations of policies 0.01(2)6, 3.02(4)(a), (d), (e), and (g); 5(a), (a)(iii), (a)(v), and (a)(viii); 1.013(4); and rule 6A-10.081(3) (e) and (h) shall be dismissed;
 - b) The charges of violations of rules 6A-10.080(2) and (3), 6A-5.056(2), 6A-10.081(3)(a), policies 0.01(2)3., 1.013(1), 3.02(4)(b), and 3.02(5)(a)(vii) are as charged;
 - c) The Respondent's suspension shall be upheld without pay and he shall be terminated for just cause.
4. That this Final Order shall take effect upon being filed with the Clerk of the School Board.

DONE and ORDERED this 8th day of March, 2017.

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 8th day of March 2017.

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 Nicholas Caggia, Esquire at nick@tjlawpa.com, located at Law Office of Thomas Johnson, P.A., 510 Vonderburg Drive, Suite 309, Brandon, FL 33511 this 8th day of March, 2017.

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: /s/ Jean Marie Middleton
JEAN MARIE MIDDLETON, ESQ.
Fla. Bar No.: 147532