

BEFORE THE SCHOOL BOARD OF SARASOTA COUNTY, FLORIDA

SARASOTA COUNTY SCHOOL BOARD,

Petitioner,

v.

Case No. 16-2570TTS

JUDY CONOVER,

Respondent,

_____ /

FINAL ORDER

This action is before the School Board of Sarasota County, Florida ("School Board") on the Recommended Order of Administrative Law Judge Lynne A. Quimby-Pennock, dated January 5, 2017, along with the exceptions filed by Respondent, Judy Conover, and the response thereto filed by Petitioner. The School Board has heard the oral argument of the parties.

Upon due consideration, it is ordered and adjudged that:

1. The Factual Findings and Conclusions of Law in the Recommended Order of the Administrative Law Judge dated January 5, 2017, are adopted and incorporated herein by reference. Respondent's employment with the School Board of Sarasota County, Florida, is hereby terminated.

2. Respondent Judy Conover's exceptions are overruled in their totality as they do not provide appropriate and specific citations to the record.

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DIVISION OF HEARINGS
ADMINISTRATIVE HEARINGS

3. Additionally, Respondent Judy Conover's exceptions are specifically overruled for the following reasons:

Exception 1 does not accurately state the law and there is competent, substantial evidence to support the findings of the Administrative Law Judge;

Exception 2 is duplicative of Exception 1 and is overruled for the same reasons;

Exception 3, there is competent, substantial evidence to support the findings of the Administrative Law Judge;

Exception 4, there is competent, substantial evidence to support the findings of the Administrative Law Judge and her conclusions of law are reasonable;

Exception 5, there is competent, substantial evidence to support the findings of the Administrative Law Judge;

Exception 6, the statement of the Administrative Law Judge in note 5 is not clearly erroneous, the Court took judicial notice of Respondent's exhibit, and, in any event, it is not essential to the Court's ruling and, therefore, any error is harmless;

Exception 7, the evidentiary rulings of the Administrative Law Judge were within her discretion and did not depart of the essential requirements of law;

Exception 8, there is competent, substantial evidence to support the findings of the Administrative Law Judge and the

Recommended Order accurately states the law;

Exception 9, there is competent, substantial evidence to support the findings of the Administrative Law Judge;

Exception 10, there is competent, substantial evidence to support the findings of the Administrative Law Judge;

Exception 11, there is competent, substantial evidence to support the findings of the Administrative Law Judge;

Exception 12, is duplicative of previous exceptions and there is competent, substantial evidence to support the findings of the Administrative Law Judge and her legal conclusions are reasonable;

Exception 13, misstates the law, and the Administrative Law Judge's conclusions of law were reasonable and supported by competent, substantial evidence; and

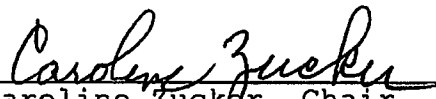
Exception 14, is duplicative of the previous exception and there is competent, substantial evidence to support the findings of the Administrative Law Judge and her legal conclusions are reasonable.

Moreover to the extent any of the evidentiary rulings of the Administrative Law Judge could be considered erroneous, any error was harmless.

This is a Final Order appealable to the Second District Court of Appeal. Any appeal must be filed within thirty (30) days of rendition of this final order in accordance with Rule

9.110(c) of the Florida Rules of Appellate Procedure.

DONE AND ORDERED this 7th day of February, 2017, at
Sarasota, Florida.


Caroline Zucker, Chair

cc: Robert K. Robinson, Esq.
Ronald Angerer, II, Esq.
Judy Conover

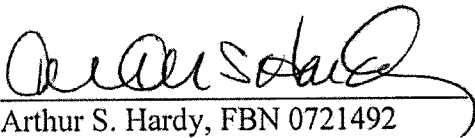
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served by electronic mail or by regular U.S. Mail on this 8th day of February, 2017, to:

Robert K. Robinson, Esq.
via email to RRobinson@KirkPinkerton.com

Ronald Angerer, II, Esq.
via email to Ronald@Job-Rights.com

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