

STATE OF FLORIDA
COMMISSION ON HUMAN RELATIONS

VIRGINIA HOWELL,

FCHR Case No. 2018-10919

Petitioner,

DOAH Case No. 19-0029

v.

FCHR Order No. 19-052

COLLEGE OF CENTRAL FLORIDA,

Respondent.

**FINAL ORDER DISMISSING PETITION FOR
RELIEF FROM AN UNLAWFUL EMPLOYMENT PRACTICE**

Preliminary Matters

Petitioner Virginia Howell filed a complaint of discrimination pursuant to the Florida Civil Rights Act of 1992, Sections 760.01 - 760.11, Florida Statutes (2017), alleging that Respondent College of Central Florida committed an unlawful employment practice on the basis of Petitioner's sex and age by terminating Petitioner.

The allegations set forth in the complaint were investigated, and, on November 29, 2018, the Executive Director issued a determination finding that there was no reasonable cause to believe that an unlawful employment practice had occurred.

Petitioner filed a Petition for Relief from an Unlawful Employment Practice, and the case was transmitted to the Division of Administrative Hearings for the conduct of a formal proceeding.

An evidentiary hearing was held in Ocala, Florida, on March 28, 2019, before Administrative Law Judge Garnett W. Chisenhall.

Judge Chisenhall issued a Recommended Order of dismissal, dated June 17, 2019.

The Commission panel designated below considered the record of this matter and determined the action to be taken on the Recommended Order.

Findings of Fact

We find the Administrative Law Judge's findings of fact to be supported by competent substantial evidence.

We adopt the Administrative Law Judge's findings of fact.

Conclusions of Law

We find the Administrative Law Judge's application of the law to the facts to result in a correct disposition of the matter.

We adopt the Administrative Law Judge's conclusions of law.

Exceptions

Neither party filed exceptions.

Dismissal

The Petition for Relief and Complaint of Discrimination are DISMISSED with prejudice.

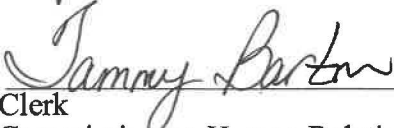
The parties have the right to seek judicial review of this Order. The Commission and the appropriate District Court of Appeal must receive notice of appeal within 30 days of the date this Order is filed with the Clerk of the Commission. Explanation of the right to appeal is found in Section 120.68, Florida Statutes, and in the Florida Rules of Appellate Procedure 9.110.

DONE AND ORDERED this 12 day of Sept., 2019.

FOR THE FLORIDA COMMISSION ON HUMAN RELATIONS:

Commissioner Tony Jenkins, Panel Chairperson;
Commissioner Mario Garza; and
Commissioner Gilbert Singer

Filed this 12 day of Sept. 2019, in
Tallahassee, Florida.


Clerk
Commission on Human Relations
4075 Esplanade Way, Room 110
Tallahassee, FL 3239
(850) 488-7082

COPIES FURNISHED:

Virginia Howell
c/o Joseph C. Shoemaker, Esquire
Bogin, Munns, and Munns, P.A.
628 South 14th Street
Leesburg, Florida 34748

College of Central Florida
c/o Craig Frischer Novick, Esquire
Susan T. Spradley, Esquire
Gray Robinson, P.A.
Post Office Box 3068
Orlando, Florida 32801

Garnett W. Chisenhall, Administrative Law Judge

Radhika Puri, Legal Advisor Commission Panel

I HEREBY CERTIFY that a copy of the foregoing has been mailed to the above listed
addresses this 12 day of Sept., 2019.

By: Sammy Carter
Clerk of the Commission
Florida Commission on Human Relations