

STATE OF FLORIDA
COMMISSION ON HUMAN RELATIONS

AUGUST MOUZON,

EEOC Case No. N/A

Petitioner,

FCHR Case No. 201919094

v.

DOAH Case No. 20-3975

ORANGE COUNTY PUBLIC SCHOOLS,

FCHR Order No. 22-014

Respondent.

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

Preliminary Matters

On April 1, 2019, Petitioner August Mouzon, filed a Technical Assistance Questionnaire (TAQ) pursuant to the Florida Civil Rights Act of 1992, Sections 760.01 - 760.11, Florida Statutes (2018), alleging that Respondent, School Board of Orange County, Florida, committed an unlawful employment practice against Petitioner on the bases of sex and retaliation.

The allegations set forth in the complaint were investigated, and, on July 29, 2020, the Executive Director issued a determination finding that there was no reasonable cause to believe that an unlawful employment practice had occurred.

On August 31, 2020, Petitioner filed a "Petition for Relief from an Unlawful Employment Practice", and, on September 2, 2020, the case was transmitted to the Division of Administrative Hearings for the conduct of a formal proceeding.

On October 27, 2020, Respondent filed "Respondent's Motion to Dismiss, or In the Alternative, Motion for Summary Final Order" (Motion to Dismiss).

On November 3, 2020, Petitioner filed a response to Respondent's Motion to Dismiss.

On November 6, 2020, a pre-hearing conference was held on the motion by Administrative Law Judge Hetal Desai.

On November 9, 2020, Judge Desai issued an "Order Cancelling Hearing" in response to Respondent's Motion to Dismiss, which cancelled the final evidentiary hearing scheduled for November 12, 2020.

On November 13, 2020, Judge Desai issued a Recommended Order of Dismissal, which would result in a dismissal of the Petition for Relief.

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 to the Administrative Law Judge's Recommended Order.

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 24 day of February, 2022.
FOR THE FLORIDA COMMISSION ON HUMAN RELATIONS:

Commissioner Darrick McGhee, Panel Chairperson;
Commissioner Kenyetta Moyé; and
Commissioner Vivian Myrtetus

Filed this 24 day of February, 2022,
in Tallahassee, Florida.

Tammy Barton

Clerk
Commission on Human Relations
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Copies furnished to:

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c/o John C. Palmerini, Esquire
Orange County School Board
445 West Amelia Street
Orlando, Florida 32801

Hetal Desai, Administrative Law Judge, DOAH

Sarah Stewart, Legal Advisor for Commission Panel

I HEREBY CERTIFY that a copy of the foregoing has been mailed to the above listed addressees this 24 day of February, 2022.

By: Tammy Barton
Clerk of the Commission
Florida Commission on Human Relations