

Office of Superintendent of Schools
Board Meeting of February 10, 1999

January 28, 1999

Office of School Board Attorney
Phyllis O. Douglas, Board Attorney

**SUBJECT: PROVISION OF DEFENSE COUNSEL TO MARIA T. ROJAS IN THE
CASE OF CHARLES MAIN v. MARIA TERESA ROJAS, County Court
Case No. 98-10219 SP 25 (1)**

The above styled lawsuit was filed in the County Court of the Eleventh Judicial Circuit in and for Miami-Dade County, Florida and served on Maria T. Rojas, the principal at Sunset Elementary School, on December 18, 1998. The lawsuit alleges that due to the principal's negligence, certain students at her school have repeatedly thrown rocks into his property, which is adjacent to the school, and damaged his car.

We do not believe that the lawsuit has merit and are requesting that the School Board, pursuant to the authority vested in it under § 230.234, Florida Statutes (1998), authorize a legal defense for Ms. Rojas. In the meantime, in order to protect the defendant's legal rights, a motion to dismiss the lawsuit has been filed.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the Office of the School Board Attorney to provide for the defense of Maria T. Rojas in the case of Charles Main v. Maria Teresa Rojas, County Court Case No. 98-10219 SP 25 (1)