

Office of Superintendent of Schools
Board Meeting of October 24, 2001

October 10, 2001

Office of School Board Attorney
Johnny Brown, Board Attorney

**SUBJECT: ACCEPTANCE OF RESIGNATION
THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. SAMUEL
NEAL, SCHOOL BOARD CASE NO. DH 99-009 HAMILTON**

At its regularly scheduled meeting of February 9, 2000, the School Board took action to suspend and dismiss custodian Samuel Neal from all employment for just cause including, but not limited to, excessive absenteeism, gross insubordination and violations of School Board Rules 6Gx13-4-1.08, *Violence in the Workplace* and 6Gx13-4A-1.21, *Responsibilities and Duties*. The employee timely requested a hearing on his dismissal. Prior to the hearing, the employee tendered his resignation.

It is recommended that the resignation be accepted as achieving the objective sought by the School Board in this case. Acceptance of the resignation does not alter the following effects of the employment termination:

1. prevention of future employment in any capacity by Miami-Dade County Public Schools;
2. retention of the information regarding the dismissal action by the Superintendent of Schools as a matter of official record; and
3. non-entitlement to accrued sick leave, if any.

Acceptance of the resignation, forwarded under separate cover, will obviate the requirement for further legal actions by the School Board.

RECOMMENDED: That The School Board of Miami-Dade County, Florida accept the resignation of Samuel Neal, custodian at Miami Springs Elementary School, effective as of October 24, 2001.

LMG/nc

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