

Office of Superintendent of Schools
Board Meeting of November 14, 2001

October 31, 2001

Office of School Board Attorney
Johnny Brown, Board Attorney

SUBJECT: J.D.C. v. THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA

By letter received by the School Board Clerk on October 30, 2001, the parent of the above-named student requested a due process hearing. Although the request for hearing purports to be in accordance with procedural safeguards for gifted students, it is actually contesting the School Board's refusal to change the student from one magnet program to another.

The Office of the School Board Attorney is recommending that the School Board deny the request for administrative hearing as set forth in the proposed final order submitted under separate cover.

RECOMMENDED: That the School Board of Miami-Dade County, Florida, enter its order in J.D.C. v. The School Board of Miami-Dade County, Florida, denying the Request for a Due Process Hearing, as set forth in the proposed final order.

MPS/pyc

B-4