

Office of Superintendent of Schools  
Board Meeting of October 23, 2002

October 22, 2002

Office of School Board Attorney  
Johnny Brown, Board Attorney

**SUBJECT:        APPROVAL OF SETTLEMENT AGREEMENT  
SOUTH FLORIDA BLOOD BANKS, INC. v. THE SCHOOL BOARD OF  
MIAMI-DADE COUNTY, FLORIDA and COMMUNITY BLOOD  
CENTERS OF SOUTH FLORIDA, INC. - DOAH CASE NO. 02-0140BID**

**COMMITTEE: FINANCIAL SERVICES**

On September 12, 2002, the Board entered a Final Order in the subject case adopting the Administrative Law Judge's Recommended Order finding that the Board should submit the two responses to the RFP to a new Selection Committee with instructions to evaluate the two proposals only on the criteria set forth in the RFP.

Prior to convening a new Selection Committee, the parties entered into negotiations that resulted in the proposed Settlement Agreement which divides blood collection activities within the School District between South Florida Blood Banks, Inc. and Community Blood Centers of South Florida, Inc.

The proposed Settlement Agreement has been forwarded to the Board under separate cover and will be placed on file in the Office of the Board Recording Secretary and Citizen Information Center. The administration and Board Attorney's Office recommend approval of the Settlement Agreement as being in the best interest of all parties by recognizing the need to promote the health, safety and welfare of our community by assisting in the maintenance of an adequate supply of blood.

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida, accept and approve the Settlement Agreement in the case of South Florida Blood Banks, Inc. v. The School Board of Miami-Dade County, Florida and Community Blood Centers of South Florida, Inc., DOAH Case No. 02-0140BID.

**REPLACEMENT**

**C-4**

JB/pr