

Office of School Board Attorney
Johnny Brown, Board Attorney

SUBJECT: JOSEPH H. MATHOS v. THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA - SBC 03-222-A

DR. LAWRENCE S. FELDMAN v. THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA - SBC 03-222 B

FREDERIC E. CONDE v. THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA - SBC 03-223 A

CAROLYN W. BONNER v. THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA - SBC 03-223 B

By petition received in the Office of School Board Clerk on March 26, 2003, requests for hearing were filed on behalf of administrators Joseph H. Mathos, Dr. Lawrence S. Feldman, Frederic E. Conde, and Carolyn W. Bonner, to contest their reassignments as part of the District's reorganization of March 12, 2003.

The Office of the School Board Attorney is recommending that the School Board deny the Petitions for Hearing Affecting Substantial Interests on the grounds, *inter alia*, that the Petitioners do not have a property interest in the job positions they held prior to the reorganization to entitle them to have a due process hearing, and that the District has discretion to transfer high-level employees within the system when necessary as part of a district's reorganization.

This item does not appear in the published agenda. Good cause exists to vary from the agenda in order to timely respond to the Petitions for Hearing Affecting Substantial Interests. The Petitions were received by the School Board Clerk's Office on March 26, 2003, and the School Board Rule 6Gx13-8C-1.064 requires that petitions requesting hearings will be granted or denied within 15 calendar days of receipt.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, enter a final order in the cases of Joseph H. Mathos v. The School Board of Miami-Dade County, Florida, Dr. Lawrence S. Feldman v. The School Board of Miami-Dade County, Florida, Frederic E. Conde v. The School Board of Miami-Dade County, Florida, and Carolyn W. Bonner v. The School Board of Miami-Dade County, Florida, denying the Petitions for Hearing Affecting Substantial Interest filed on behalf of these administrators in the manner set forth in the proposed order.

GOOD CAUSE

C-2