

Office of School Board Attorney
Johnny Brown, Board Attorney

SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. DANIEL J. EPSTEIN - DOAH CASE NO. 03-4041

On October 22, 2003, the School Board suspended teacher Daniel J. Epstein from his employment as a teacher with The School Board of Miami-Dade County, Florida, and initiated dismissal proceedings against him for misconduct in office, incompetency, and immorality. A hearing was requested and the case was tried on February 11, 2004, before DOAH Administrative Law Judge Patricia Hart Malono in Miami-Dade County, Florida, via video teleconference.

By recommended order entered May 26, 2004, the Administrative Law Judge sustained the School Board's charge of misconduct in office and recommended that the School Board enter a final order sustaining the employee's suspension without pay and terminating Daniel J. Epstein from employment with the School Board.

RECOMMENDED: That The School Board of Miami-Dade County, Florida enter a final order in the case of The School Board of Miami-Dade County, Florida v. Daniel J. Epstein, DOAH Case No. 03-4041, adopting the Administrative Law Judge's Recommended Order sustaining the suspension without pay of Daniel J. Epstein and terminating his employment with The School Board of Miami-Dade County, Florida, as of October 22, 2003, and denying any claim for back pay.