

Office of Superintendent of Schools
Board Meeting of December 15, 2004

December 1, 2004

Office of School Board Attorney
Johnny Brown, Board Attorney

**SUBJECT: APPROVAL OF SETTLEMENT AGREEMENT
THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v.
JOANN D. DETTREY - DOAH CASE NO. 04-1575**

At its regularly scheduled meeting of April 14, 2004, the School Board took action to terminate the employment contract of teacher Joann D. Dettrey for failure to correct noted performance deficiencies during her ninety (90) calendar day Performance Probation.

The hearing in this case was held on August 23, 2004. On October 26, 2004, the Administrative Law Judge entered an order in favor of the teacher. The parties have reached a tentative settlement agreement, subject to School Board approval. This office recommends that the Board approve and confirm the settlement agreement, forwarded under separate cover, the terms of which include the following:

1. Respondent will be reinstated with back pay and benefits effective November 29, 2004; and
2. The Final Order entered in this case by Administrative Law Judge Robert E. Meale on October 26, 2004, is null and void and of no precedential value.

Administration is in agreement with this course of action. Approval of the settlement agreement will obviate the requirement for further legal actions in this matter.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, approve and confirm the settlement agreement between The School Board of Miami-Dade County, Florida and Joann D. Dettrey, DOAH Case No. 04-1575.

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