

Office of Superintendent of Schools
Board Meeting of March 16, 2005

March 2, 2005

Office of School Board Attorney
Johnny Brown, Board Attorney

SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. LEOPOLDO MUTIS - DOAH CASE NO. 04-1256

On April 14, 2004, the School Board took action to terminate teacher Leopoldo Mutis' employment contract with The School Board of Miami-Dade County, Florida, for failure to correct noted performance deficiencies. A hearing was requested and the case was tried on October 7-8, 2004, before DOAH Administrative Law Judge John G. Van Laningham in Miami-Dade County, Florida.

By recommended order entered December 15, 2004, the Administrative Law Judge found fault with the teacher assessment system used by the School District (PACES) and recommended that the School Board enter a final order exonerating the employee of all charges and reinstating him with back pay, interest, and benefits.

RECOMMENDED: That The School Board of Miami-Dade County, Florida enter a Final Order accepting the Administrative Judge's Recommended Order in the case of The School Board of Miami-Dade County, Florida v. Leopoldo Mutis, DOAH Case No. 04-1256, exonerating Mr. Mutis of all charges and reinstating him as a teacher with back pay, 7% interest on the back pay, and any benefits to which he would have been entitled had he not been suspended.

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