

Office of Superintendent of Schools
Board Meeting of May 18, 2005

May 9, 2005

Office of School Board Attorney
Johnny Brown, Board Attorney

SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. ALAN T. POLITE - DOAH CASE NO. 04-4267

On November 17, 2004, the School Board suspended custodian Alan T. Polite from his employment with The School Board of Miami-Dade County, Florida, and initiated dismissal proceedings against him for just cause, including, but not limited to violation of School Board Rules 6Gx13- 4-1.05, Drug-Free Workplace General Policy Statement and violation of School Board Rule G6x143A-1.21, Responsibilities and Duties. A hearing was requested and the case was tried on 25, 2005 before Administrative Law Judge (ALJ), J.D. Parrish in Miami, Florida.

By recommended order dated April 27, 2005, the ALJ sustained the School Board's charges and recommended that the School Board enter a final judgment sustaining the employer's suspension without pay and terminating Alan T. Polite 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. Alan T. Polite, DOAH Case No. 04-4267, adopting the Administrative Law Judge's Recommended Order sustaining the suspension without pay of Alan T. Polite and dismissing him from employment with The School Board of Miami-Dade County, Florida, as of November 17, 2004, and denying any claim for back pay.

PYC/sh

G-7

