

Office of Superintendent of Schools
Board Meeting of June 14, 2006

May 31, 2006

Office of School Board Attorney
JulieAnn Rico, Board Attorney

**SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v.
ROBERT BOUNTY**

A request for DOAH hearing was received in the office of the Board Clerk on May 25, 2006, on the 30-day suspension without pay of the employment of the above referenced employee.

The office of the School Board Attorney is recommending that the School Board accept the request for DOAH hearing and waive the 15-day requirement for good cause on the following grounds: (1) the employee was not represented by legal counsel and relied on his UTD representative's assurances that a request for hearing would be timely filed on the employee's behalf; (2) the UTD representative neglected to timely submit the request; and (3) it was due to no fault of the employee that the request was not timely made. The Union has agreed that this shall not serve as a precedent for future cases.

RECOMMENDED: That The School Board of Miami-Dade County, Florida grant Mr. Bounty's request for a DOAH hearing with regard to his 30-day suspension without pay.

G-1

JMM/pc