

Office of Superintendent of Schools
Board Meeting of September 13, 2006

August 31, 2006

Office of School Board Attorney
JulieAnn Rico, Board Attorney

**SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. F.R. -
CASE NO. 05-562-AD (Lange)**

On March 8, 2006, the School Board administratively assigned Respondent, student F.R., from Hialeah Middle School to Jan Mann Opportunity School for one grading period. F.R. timely requested an administrative hearing to contest the placement, and the hearing was held on July 20, 2006, before Hearing Officer Ken Lange.

By Recommended Order entered July 31, 2006, the Hearing Officer found that the School Board had shown by a preponderance of the evidence that student F.R., while enrolled at Hialeah Middle School, possessed a weapon, a Group V violation of the Code of Student Conduct for Secondary Students. Accordingly, the Hearing Officer recommended that the School Board enter a final order sustaining F.R.'s assignment to Jan Mann Opportunity School.

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. F.R., Case No. 05-562-AD-Lange, adopting the Hearing Officer's Recommended Order as its Final Order, sustaining the School Board's administrative assignment of F.R. to Jan Mann Opportunity School.

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