

Office of Superintendent of Schools
Board Meeting of April 18, 2007

March 29, 2007

Office of School Board Attorney
JulieAnn Rico, Board Attorney

SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. MICHAEL SPIVEY, DOAH Case No. 06-1073

On March 15, 2006, the School Board took action to suspend and initiate dismissal proceedings against Michael Spivey, a teacher with Miami-Dade County Public Schools. The charges included violation of School Board Rules 6Gx13- 4A-1.21, *Responsibilities and Duties*, and 6Gx13- 4A-1.213, *Code of Ethics*. Mr. Spivey requested an administrative hearing on the termination of his employment and the hearing was held on October 16, 2006, via video teleconference before Administrative Law Judge Stuart M. Lerner.

By Recommended Order entered February 28, 2007, the Administrative Law Judge recommended that the School Board enter a final order reinstating Michael Spivey with back pay.

A copy of the Recommended Order is being furnished to the Board under separate cover, along with a copy of the proposed Final Order.

RECOMMENDED: That The School Board of Miami-Dade County, Florida enter a Final Order accepting the Administrative Law Judge's Recommended Order in the case of The School Board of Miami-Dade County, Florida v. Michael Spivey, DOAH Case No. 06-1073, reinstating Michael Spivey as a teacher with back pay.

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