

Office of Superintendent of Schools
Board Meeting of May 16, 2007

May 2, 2007

Office of School Board Attorney
JulieAnn Rico, Board Attorney

**SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. G.P. -
CASE NO. 06-128-AD (Cain)**

On December 18, 2006, the School Board administratively assigned Respondent, student G.P., from Miami Springs Middle School to Jan Mann Opportunity School for one grading period. G.P. timely requested an administrative hearing to contest the placement, and the hearing was held on February 22, 2007 and March 19, 2007 before Hearing Officer May Cain.

By Recommended Order entered April 13, 2007, the Hearing Officer found that the School Board had shown by a preponderance of the evidence that student G.P., while enrolled at Miami Springs Middle School, committed battery on another student, a Group IV Violation of the Code of Student Conduct for Secondary Students. Accordingly, the Hearing Officer recommended that the School Board enter a final order sustaining G.P.'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. G.P., Case No. 06-128-AD (Cain), adopting the Hearing Officer's Recommended Order sustaining The School Board's administrative assignment of G.P. to Jan Mann Opportunity School.

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