

Office of School Board Attorney
JulieAnn Rico, Board Attorney

SUBJECT: PROVISION OF LEGAL REPRESENTATION TO INDIVIDUALLY NAMED DEFENDANT IN THE MATTER OF: YVROSE JOSEPH, PARENT OF A.S., JR. (a minor) v. MIAMI-DADE COUNTY SCHOOL BOARD AND JAYNE BAKER, CIRCUIT COURT CASE NO. 08-04116 CA-11

COMMITTEE: SCHOOL SUPPORT ACCOUNTABILITY

The above-referenced lawsuit was filed on January 25, 2008 in the Circuit Court of the Eleventh Judicial Circuit in and for Miami-Dade County, Florida, against Miami-Dade County School Board, and the individually named Defendant, Jayne Baker. Jayne Baker is a pooled permanent substitute instructor at W.J. Bryan Elementary School. The Board Attorney's office hereby submits this request to the Board for authorization to provide legal representation to Jayne Baker who is named as a Defendant in her individual capacity.

The Complaint in this lawsuit, which seeks injunctive relief, alleges, among other things, that the instructor committed a battery on Plaintiff. This act by the School Board employee is alleged to have occurred during the course and scope of the performance of the individually-named Defendant's job duties and responsibilities.

Pursuant to School Board Rule 6Gx13-1C-1.02 *Legal Services for Employees of the Board*, and the authority granted under § 1012.26, Fla. Stat. (2006), the Board Attorney's office hereby requests that the Board authorize the provision of legal representation by the School Board Attorney's office for the individually named Defendant in this lawsuit. In the interim, the Board Attorney's office will be filing the necessary documents with the Court to protect the Defendant's legal interests.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the office of the School Board Attorney to provide or secure legal representation for the defense of Jayne Baker, individually named Defendant, in the matter of Yvrose Joseph, Parent of A.S., Jr. (a minor), et al. v. Miami-Dade County School Board and Jayne Baker, Circuit Court Case No. 08-04116 CA-11.