

Office of Superintendent of Schools  
Board Meeting of April 16, 2008

April 4, 2008

Office of School Board Attorney  
JulieAnn Rico, Board Attorney

**SUBJECT:     PROVISION OF DEFENSE COUNSEL TO DELIO JIMENEZ, DANIEL PEREZ AND IVAN SILVA IN THE CASE OF JEFFREY MICHAEL WEINSIER v. DELIO JIMENEZ, DANIEL PEREZ, IVAN SILVA AND THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, Circuit Court Case No. 08-00923 CA 25**

The above styled lawsuit was filed in the Circuit Court in Miami-Dade County, Florida on January 8, 2008. The individually named Defendants, Schools Police officers, have been served with this lawsuit and have contacted the School Board Attorney to request legal representation in accordance with School Board Rule 6Gx13-1C-1.02, (*Legal Services for Employees of the Board*). The Plaintiff was arrested on school grounds after having been advised on several occasions by Schools Police officers to leave the premises. Plaintiff's Complaint alleges--among other things--that Defendants caused Plaintiff to be falsely arrested, and maliciously prosecuted.

The acts alleged in the Complaint to have been committed by the individually-named Defendants arose out of and in the course of the performance of their assigned duties and responsibilities as Schools Police officers. Pursuant to the authority vested in it under § 1012.26, Fla.Stat. (2007), we are requesting that the School Board authorize the provision of legal representation for the individually named Schools Police officers. In the interim, the Board Attorney's office will be filing the necessary documents with the court to protect the Defendants' legal interests.

**RECOMMENDED:**     That The School Board of Miami-Dade County, Florida, authorize the office of the School Board Attorney to secure legal representation for the defense of Delio Jimenez, Daniel Perez, and Ivan Silva in the case of Jeffrey Michael Weinsier v. Delio Jimenez, Daniel Perez, Ivan Silva and The School Board of Miami-Dade County, Florida, Circuit Court Case No. 08-00923 CA 25.

**G-2**