

Office of Superintendent of Schools
Board Meeting of July 15, 2009

July 1, 2009

Office of School Board Attorney
Luis M. Garcia, Interim School Board Attorney

SUBJECT: PROVISION OF LEGAL REPRESENTATION TO INDIVIDUALLY NAMED CO-DEFENDANT IN THE MATTER OF: CESAR HERRERA v. VARIETY CHILDREN'S HOSPITAL FOUNDATION d/b/a MIAMI CHILDREN'S HOSPITAL, MIAMI-DADE COUNTY SCHOOL BOARD AND GIOVANNA M. BLANCO, CIRCUIT COURT CASE NO. 09-30010-CA-01

The above-referenced lawsuit was filed in Miami-Dade County Circuit Court and served June 15, 2009 on Co-Defendant, Giovanna M. Blanco, assistant principal at Southwest Miami High School. The Co-Defendant has submitted her suit papers to the School Board Attorney's office with the request that the School Board provide her with legal counsel in this case. The lawsuit asserts claims for, among other things, negligence and negligent supervision.

The acts alleged in the Complaint to have been committed by the Co-Defendant arose out of and in the course of the performance of her assigned duties and responsibilities as a school assistant principal. 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. (2008), we are requesting that the School Board authorize the provision of legal representation for the individually named Co-Defendant in this lawsuit. In the interim, any necessary documents will be filed with the Court, on behalf of Co-Defendant Blanco, to protect her 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 Assistant Principal, Giovanna M. Blanco, in the case of Cesar Herrera v. Variety Children's Hospital Foundation d/b/a Miami Children's Hospital, Miami-Dade County School Board and Giovanna M. Blanco, Circuit Court Case No. 09-30010-CA-01.

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