

Office of Professional Standards
Maria Teresa Rojas, Assistant Superintendent

**SUBJECT: RECOMMENDED SUSPENSION WITHOUT PAY AND INITIATE
DISMISSAL PROCEEDINGS OF EMPLOYEE PENDING APPEAL
BENJAMIN MARTIN – VEHICLE MECHANIC
TRANSPORTATION VEHICLE MAINTENANCE**

**LINK TO STRATEGIC
FRAMEWORK: SCHOOL/DISTRICT LEADERSHIP**

On May 3, 2010, the following letter was sent to Mr. Benjamin Martin:

This is to notify you that the Superintendent of Schools will be recommending to The School Board of Miami-Dade County, Florida, at its scheduled meeting of May 12, 2010 that the School Board suspend you without pay and initiate dismissal proceedings against you from your current position as Vehicle Mechanic at Transportation Vehicle Maintenance, effective at the close of the workday, May 12, 2010, for just cause, including, but not limited to: excessive absenteeism; abandonment of position; non-performance and deficient performance of job responsibilities; and violation of School Board Rules 6Gx13-4A-1.21, Responsibilities and Duties, 6Gx13-4A-1.213, Code of Ethics, and 6Gx13-4E-1.01, Absences and Leaves. This action is taken in accordance with Sections 1001.32(2), 1012.22(1)(f), 1012.40, 1012.67, and 447.209, Florida Statutes; and Articles II and XI of the **Contract between the Miami-Dade County Public Schools and the American Federation of State, County, and Municipal Employees**.

If you wish to contest your suspension and dismissal, you must request in writing within 20 calendar days of notice of the Board action, a hearing or grievance/arbitration proceeding. The grievance/arbitration proceeding is regulated by Articles VII and XI of the AFSCME Contract. Your selection of one appeal method waives the right to select the other appeal method in the future. If you select arbitration, you must also notify AFSCME of your selection and obtain AFSCME's written concurrence.

If the School Board accepts (or approves) the Superintendent's recommendation, you will be notified of the School Board's action.

RECOMMENDED: That effective May 12, 2010, at the close of the workday, the School Board suspend without pay and initiate dismissal proceedings against Mr. Benjamin Martin, Vehicle Mechanic at Transportation Vehicle Maintenance, pending the outcome of a hearing, if requested.

MTR

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