Office of Superintendent of Schools
Board Meeting of May 12, 2010

May 3, 2010

Office of School Board Attorney
Walter J. Harvey, Board Attorney

SUBJECT: **APPROVAL OF OFFER OF JUDGMENT IN AN EXCEPTIONAL STUDENT EDUCATION CASE U.S. DISTRICT COURT CASE NO. 07-20321-CIV-Lenard/Torres**

This is a case concerning a student with various exceptionalities. An evidentiary hearing is set for May 26, 2010 to determine whether and the extent to which the student and parents have an entitlement to reimbursement for private educational expenses and attorneys' fees.

I recommend that the School Board authorize the School Board Attorney to make an offer of judgment in an amount not to exceed one hundred fifty-thousand and no/100 dollars ($150,000). The District's ESE staff agree with this recommendation.

Since this litigation involves a student, details of this case are confidential. Additionally, information regarding this case will be provided to the Board under separate cover prior to the regularly scheduled meeting of May 12, 2010.

RECOMMENDED: That The School Board of Miami-Dade County, Florida authorize the School Board Attorney to make an offer of judgment in an amount not to exceed one hundred fifty-thousand and no/100 dollars ($150,000) in U.S. District Court Case No. 07-20321-CIV-Lenard/Torres.

G-4