

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

SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. FRANCIS MADASSERY, DOAH Case No. 13-1627TTS

On April 17, 2013, the School Board took action to suspend and initiate dismissal proceedings against Francis Madassery (Respondent), a teacher with Miami-Dade County Public Schools, for just cause, including but not limited to, failure to correct noted performance deficiencies within the ninety (90) calendar day performance probation period and incompetency due to inefficiency, in accordance with §§ 1001.32 (2), 1022.22(1)(f), 1012.33, 1012.34, and 447.209, Fla. Stat. and State Board of Education Rule 6A-5.056, Fla. Admin. Code. The final hearing was held on August 7, 2013, before Administrative Law Judge June C. McKinney.

By Recommended Order entered on December 30, 2013, the Administrative Law Judge recommended that the School Board enter a Final Order reinstating Respondent and issuing Respondent back salary.

Exceptions to the Recommended Order were timely filed by the Superintendent. Those exceptions, along with the Recommended Order, the Respondent's Response to the Superintendent's Exceptions and a complete record of the case, will be forwarded to the School Board members under separate cover. The Exceptions seek to have the Administrative Law Judge's Recommended Order rejected and that Respondent's dismissal from employment be sustained.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, take one of the following actions in the case of The School Board of Miami-Dade County, Florida v. Francis Madassery, DOAH Case No. 13-1627TTS:

- (1) Adopt the Recommended Order of the Administrative Law Judge in its entirety as its Final Order; or
- (2) Adopt the Exceptions to the Recommended Order filed by the Superintendent and enter a Final Order consistent with those Exceptions