

Office of Superintendent of Schools
Board Meeting of February 9, 2000

January 26, 2000

Office of School Board Attorney
Johnny Brown, Board Attorney

**SUBJECT: AUTHORIZATION FOR SCHOOL BOARD ATTORNEY TO EXECUTE
JOINT STIPULATION IN SCHOOL BOARD OF MIAMI-DADE COUNTY,
FLORIDA v. RICHARD PASSAPERA - DOAH CASE NO. 99-4950**

At its regularly scheduled meeting of November 17, 1999, the School Board took action to terminate the annual contract of teacher Richard Passapera upon charges of immorality, misconduct in office, conduct unbecoming a school board employee, and conviction of a crime involving moral turpitude, upon such conviction. The teacher requested an administrative hearing.

The hearing is set for the week of April 17-21, 2000. All of the evidence is in the possession of the United States Attorney's Office. We have been advised that we cannot gain access to the federal file until the criminal proceedings have been concluded. The criminal trial is presently set for June, 2000.

Execution of the Joint Stipulation, forwarded under separate cover, will permit the School Board Attorney to move the Administrative Law Judge to hold the administrative hearing in abeyance pending the resolution of the federal criminal charges.

RECOMMENDED: That The School Board of Miami-Dade County, Florida authorize the School Board Attorney to execute the Joint Stipulation with Mr. Passapera in DOAH Case No. 99-4950 which will convert Mr. Passapera's suspension without pay to a suspension with pay from November 17, 1999, until the conclusion of his criminal and administrative proceedings.