

Office of Superintendent of Schools  
Board Meeting of May 14, 2003

April 30, 2003

Office of School Board Attorney  
Johnny Brown, Board Attorney

**SUBJECT: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA v. JUAN CARLOS LEYVA - DOAH CASE NO. 03-3501**

On January 9, 2003, the School Board suspended Juan Carlos Leyva, a maintenance technician, for thirty (30) days without pay, for just cause, including, but not limited to, misconduct in office and violation of School Board Rules 6Gx13-4-1.08, *Violence in the Workplace* and 6Gx13-4A-1.21, *Responsibilities and Duties*. A hearing was requested and the case was tried by video teleconference on January 9, 2003 before DOAH Administrative Law Judge Claude B. Arrington, in Miami-Dade County, Florida.

By recommended order entered April 15, 2003, the Administrative Law Judge sustained the School Board's charges of misconduct in office and violation of School Board Rules 6Gx13-4A-1.21 and 6Gx13-4-1.08, and recommended that the School Board enter a final order sustaining the employee's suspension for 30 days without pay.

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida enter a final order in the case of The School Board of Miami-Dade County, Florida v. Juan Carlos Leyva, DOAH Case No. 03-3501, adopting the Administrative Law Judge's Recommended Order sustaining the suspension of Juan Carlos Leyva for thirty (30) days without pay as of January 9, 2003.

DW/dm

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