

Office of Superintendent of Schools
Board Meeting of May 16, 2007

May 2, 2007

Office of School Board Attorney
JulieAnn Rico, Board Attorney

SUBJECT: PROVISION OF LEGAL REPRESENTATION TO CURRENT AND FORMER SCHOOL BOARD EMPLOYEES WHO ARE NAMED DEFENDANTS IN SEVERAL MATTERS

COMMITTEE: SCHOOL SUPPORT ACCOUNTABILITY

The below-referenced lawsuits have been filed against the School Board and the individually named Defendants.

Pursuant to School Board Rules 6Gx13-1C-1.02 *Legal Services for Employees of the Board*, 6GX13- 1C-1.021, *Defense and Indemnification of Board Members and Superintendent*, and the authority granted under § 1012.26, Fla. Stat. (2006), the Board Attorney's office hereby requests that the Board authorize the provision of legal representation by the School Board Attorney's office or outside defense counsel for the individually named Defendants in the following lawsuits:

Armstrong, Kerry v. SBMDC, AFSCME, Sherman Henry individually, Herman Bain individually, Claudius Carnegie individually, Mr. Charles Stafford individually,
Circuit Court Case No. 07-7192 CA-01
[We are requesting authority to provide legal representation for M-DCPS employees Claudius Carnegie and Charles Stafford only]

Bradford, Virginia v. SBMDC, Paul Cholak individually, Dr. Crew individually, Dr. Robert Ingram individually, U.S. District Court Case No. 07-20083-CIV-LENARD/TORRES
[We are requesting authority to provide legal representation for Board Member, Dr. Ingram and former employee, Paul Cholak]

Cousins, Herbert v. SBMDC, Dr. Crew individually, Jose (Joseph) Garcia individually, Post-Newsweek Stations Florida, Inc. d/b/a WPLG-Channel 10 and Jilda Unruh individually - Circuit Court Case No. 07-06404 CA-30
[We are requesting authority to provide legal representation for Dr. Crew and former M-DCPS employee, Joseph Garcia, only]

Toural, Mercedes v. Rudolph Crew
Circuit Court Case No. 07-2266 CA-08
[We are requesting authority to provide legal representation for Dr. Crew]

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The claims and allegations asserted against the various employees and former employees, arose out of and in the course of the performance of their assigned duties and responsibilities.

In the interim, the School Board Attorney's office will file with the Courts any responsive documents in order to protect the Defendants' legal interests.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the office of the School Board Attorney to provide or secure legal representation for the defense of the individually named M-DCPS Board Member, employees and former employees in the above referenced matters.