

Office of the General Counsel  
Walter J. Harvey, General Counsel

**SUBJECT: MIAMI-DADE COUNTY SCHOOL BOARD v. DANIEL DELGADO**  
**DOAH Case No. 22-000248**

On January 12, 2022, the School Board took action to suspend Daniel Delgado without pay and terminate his employment as a journeyman/plumber for just cause, including but not limited to violation of School Board Policies 4210, Standards of Ethical Conduct, 4210.01, *Code of Ethics*, and 8700, and *Anti-Fraud* in accordance with §§ 1001.32(2), 1012.22(1)(f), 1012.40(1)(c), and 447.209, Fla. Stat. The recommended disciplinary action resulted from Respondent's repeatedly taking unauthorized breaks in a District-owned vehicle, forging signatures on official District forms, and providing false information to his supervisors regarding his whereabouts during several workdays.

The Administrative Law Judge issued his Recommended Order on October 5, 2022. The Judge recommended that the School Board enter a Final Order suspending Respondent for thirty (30) calendar-days without pay, reinstate Respondent to the position of journeyman/plumber with backpay except for the thirty (30) calendar-day suspension without pay.

The Superintendent's Exceptions to the Recommended Order were timely filed. The Exceptions, along with the Recommended Order, and a complete record of the case, will be forwarded to the School Board under separate cover. The Superintendent's Exceptions seek to terminate Respondent and modify the conclusions of law set forth in the Recommended Order.

**RECOMMENDED:** That the School Board of Miami-Dade County, Florida adopt the Superintendent's Exceptions to the Recommended Order of the Administrative Law Judge and enter its Final Order in the case of The School Board of Miami-Dade County, Florida v. Daniel Delgado, DOAH Case No. 22-000248, upholding Respondent's suspension and dismissal from further employment with the School Board.

OR

That the School Board of Miami-Dade County, Florida reject the Superintendent's Exceptions to the Recommended Order of the Administrative Law Judge and adopt the Recommended Order as its Final Order in the case of The School Board of Miami-Dade County, Florida v. Daniel Delgado, DOAH Case No. 22-000248, suspending Respondent for thirty (30) calendar days without pay, reinstating Respondent to the position of journeyman/plumber with backpay except for the thirty (30) calendar day suspension.