

BEFORE THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

ROBERT W. RUNCIE,
Superintendent,

Petitioner,

vs.

JULIA ESKENAZI,
Employee,

Respondent.

ADMINISTRATIVE COMPLAINT

COMES NOW, the Petitioner, THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA, through its Superintendent, ROBERT W. RUNCIE, and files this Administrative Complaint and states the following:

JURISDICTIONAL BASIS

1. The Agency is The School Board of Broward County, Florida located at 600 Southeast Third Avenue, Fort Lauderdale, Broward County, Florida 33301.
2. The Petitioner is Robert W. Runcie, who is the Superintendent of Schools of Broward County, Florida. His address is 600 Southeast Third Avenue, Fort Lauderdale, Broward County, Florida 33301.

3. The Petitioner is statutorily obligated to recommend the placement of School Board personnel, and require compliance and observance by all personnel with all laws, rules and regulations. *See* ' 1012.27, Fla. Stat.

4. The employee against whom discipline is recommended, Respondent, Julia Eskenazi, is currently employed as an ESE teacher at Liberty Elementary School.

ADMINISTRATIVE CHARGES

5. The matters at issue in this administrative complaint arise out of events that occurred during the FCAT testing in April of 2014.

6. During the FCAT testing, the Respondent failed to use the FCAT manual and script, which resulted in the students under her supervision completing an additional session of testing that should not have been included.

7. The Respondent's failure to comply with clear instructions and directives about FCAT testing constitutes misconduct and insubordination; it is a violation of the Florida Statutes and Florida Administrative Code. *See* ' ' 1008.24, 1012.33, Fla. Stat.; Fla. Admin. Code r. 6A-5.056.

8. After learning of the Respondent's failure to follow the FCAT instructions, Principal David Levine held a pre-disciplinary meeting with the Respondent, following which he has recommended that she be suspended, without pay, for one day from her position as a

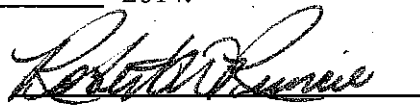
teacher.

9. Having reviewed the materials supporting the charges against Ms. Eskenazi, the Petitioner/Superintendent hereby agrees with the recommendation that she be suspended, without pay, for a period of one day.

10. In accordance with Florida law, this recommendation for suspension must be reviewed, and approved by the School Board. *See* ' 1012.33, Fla. Stat.

11. If the ultimate decision is adverse to her, Ms. Eskenazi may challenge the decision by seeking an administrative hearing pursuant to Chapter 120 of the Florida Statutes.

EXECUTED this 5th day of JUNE 2014.


ROBERT W. RUNCIE
Superintendent of Schools

cc: Debra P. Klauber, Esq.
Haliczer Pettis & Schwamm, P.A.
Cadre Attorney