



AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

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| MEETING DATE | Aug 23 2016 9:00AM - Special Meeting |
| AGENDA ITEM | SUPERINTENDENT'S RECOMMENDATION |
| CATEGORY | Superintendent's Recommendation |
| DEPARTMENT | Office of the General Counsel |

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| Special Order Request <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Time |
| Open Agenda <input checked="" type="radio"/> Yes <input type="radio"/> No |

ITEM No.:
1.

TITLE:
Broward County School Board vs. Christopher Marshall

REQUESTED ACTION:
(1) Consider the Recommended Order, rendered on March 24, 2016, by John G. Van Laningham, Administrative Law Judge, in the matter of Broward County School Board vs. Christopher Marshall, Case No. 14-3011TTS, before the State of Florida Division of Administrative Hearings; (2) Rule upon Petitioner's Exceptions to the Recommended Order and Respondent's Exceptions to the Recommended Order and the Responses thereto; and (3) Render a final order based upon the actions in numbers (1) and (2) above.

SUMMARY EXPLANATION AND BACKGROUND:
In June 2014, The School Board approved the recommendation from the Superintendent of Schools to suspend and terminate Mr. Christopher Marshall, a teacher. See Supporting Docs for continuation of Summary Explanation and Background.

SCHOOL BOARD GOALS:
 Goal 1: High Quality Instruction Goal 2: Continuous Improvement Goal 3: Effective Communication

FINANCIAL IMPACT:
There is no financial impact to the District if the School Board adopts the Recommended Order.

EXHIBITS: (List)
(1) Summary Explanation and Background Continued (2) Recommended Order (3) Petitioner's Exceptions to the Recommended Order (4) Respondent's Response to Petitioner's Exceptions (5) Respondent's Exceptions to the Recommended Order (6) Petitioner's Response to Respondent's Exceptions (7) Record (provided separately).

BOARD ACTION:
FINAL ORDER
(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:

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|-------------------------------|---------------------|
| Name: Barbara J. Myrick, Esq. | Phone: 754-321-2050 |
| Name: | Phone: |

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

Senior Leader & Title

Barbara J. Myrick - General Counsel

Signature
Barbara J. Myrick
8/10/2016 11:59:34 AM

Approved In Open Board Meeting On: **AUG 23 2016**

By: *Roalind Ornel*
School Board Chair

SUMMARY EXPLANATION AND BACKGROUND

In June 2014, The School Board approved the recommendation from the Superintendent of Schools to suspend and terminate Mr. Christopher Marshall, a teacher. The legal basis for his suspension and termination was misconduct in office, incompetency, failure to correct performance deficiencies, violation of Florida Statutes, and violation of School Board Policy 4008(B). Mr. Marshall challenged The School Board's action and requested an administrative hearing before the State of Florida Division of Administrative Hearings.

Following the administrative hearing, the Administrative Law Judge issued a Recommended Order, recommending that the School Board enter a final order dismissing Marshall from his employment as a teacher in the Broward County Public Schools for the just cause of incompetency as a result of inefficiency.

Through their respective counsel, both the Petitioner and the Respondent filed Exceptions to the Recommended Order and responses thereto.

The School Board of Broward County Florida must take final agency action by rendering a final order after considering the Recommended Order, ruling upon the Petitioner's and Respondent's Exceptions and the Responses to the Exceptions.

The Record may contain confidential information and has not been redacted. Accordingly, it has been provided under separate cover.

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