



# AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

ITEM No.:  
1.

MEETING DATE	2019-10-22 09:30 - Special Meeting
AGENDA ITEM	SUPERINTENDENT'S RECOMMENDATION
CATEGORY	Superintendent's Recommendation
DEPARTMENT	Office of the General Counsel

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

**TITLE:**

Broward County School Board vs. Craig Dudley

**REQUESTED ACTION:**

(1) Consider the Recommended Order, rendered on July 17, 2019, by Cathy M. Sellers, Administrative Law Judge, in the matter of Broward County School Board vs. Craig Dudley, Case No. 18-6215TTS, before the State of Florida Division of Administrative Hearings; (2) Rule upon Petitioner's Exceptions to the Recommended Order and the Response thereto; and (3) Render a final order based upon the actions in numbers (1) and (2) above.

**SUMMARY EXPLANATION AND BACKGROUND:**

In October 2018, The School Board approved the recommendation from the Superintendent of Schools to terminate Mr. Craig Dudley, a teacher. See Supporting Docs for continuation of Summary Explanation and Background.

**SCHOOL BOARD GOALS:**

Goal 1: High Quality Instruction  Goal 2: Safe & Supportive Environment  Goal 3: Effective Communication

**FINANCIAL IMPACT:**

There is no financial impact to the District.

**EXHIBITS: (List)**

(1) Summary Explanation and Background (2) Recommended Order (3) Petitioner's Exceptions to Recommended Order (4) Response to Exceptions to Recommended Order (5) Record (provided separately) (6) Additional Information

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

<b>SOURCE OF ADDITIONAL INFORMATION:</b>	
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*  
10/17/2019, 4:19:30 PM

Approved In Open Board Meeting On:

**OCT 22 2019**

By:

*Heather P. Brinkman*

School Board Chair

**SUMMARY EXPLANATION AND BACKGROUND**

In October 2018, The School Board approved the recommendation from the Superintendent of Schools to terminate Mr. Craig Dudley, a teacher. The legal basis for his termination was just cause, misconduct in office, incompetency, gross insubordination, willful neglect of duty, and violation of School Board Policies 2400, 4008, and 4.9. Mr. Dudley 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 (1) suspending Respondent from his teaching position without pay commencing on the date on which he was reassigned from the classroom; (2) reinstating Respondent to his teaching position; and (3) requiring Respondent to submit to random drug and alcohol testing, at his personal expense, as a condition of his continued employment.

Through his counsel, the Petitioner filed Exceptions to the Recommended Order. The Respondent, by and through his counsel, filed a Response to the Exceptions.

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 Exceptions and the Response to the Exceptions.

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

*End of Document*

**Item 1. Amendment October 22, 2019 Special Meeting - BCSB vs. Craig Dudley**

Motion to Reject Petitioner's Exception to the ALJ's Conclusion of Law in the Recommended Order - for #s 1 through 8 (Carried)  
Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to reject the Petitioner's Exception to #s 1 through 8, relating to the ALJ's Conclusion of Law in the Recommended Order.

Motion to Accept Petitioner's Exception to the ALJ's Conclusion of Law in the Recommended Order - for #9 (Carried)  
Motion was made by Mrs. Good, seconded by Mrs. Rupert and carried, to accept the Petitioner's Exception to #9, relating to the ALJ's Conclusion of Law in the Recommended Order and move, based upon complete review of the record, that the penalty be increased to include a Last Chance agreement and an agreement with Mr. Dudley that he participate over the next two (2) years in meeting with or counseling with students and/or employees on an as needed basis regarding his story on substance abuse based on a disagreement with the ALJ's assessment of the seriousness of the offenses for the reasons set forth in Section 2(A) of these Proposed Rulings on Exceptions."