

CHARTER SCHOOL APPEAL COMMISSION
Recommendation to State Board of Education, February 21, 2006

ACADEMIES OF EXCELLENCE, INC.
ELEMENTARY SCHOOL

Petitioner,

v.

SCHOOL BOARD OF
VOLUSIA COUNTY

DOE Case No. 2005-1132

RECOMMENDATION

On October 25, 2005, the School Board of Volusia County (School Board) voted to deny the charter application of Academies of Excellence, Elementary School (Charter School). The Charter School filed this appeal on November 25, 2005. On February 2, 2006, the Charter School Appeal Commission heard the appeal of this matter. **Thereafter, the Commission voted 7 to 0 to recommend to the State Board of Education to grant the appeal of the Charter School.** The Commission's justifications for its recommendation were as follows:

1. The Commission voted 7 to 0 that the School Board **did** have competent, substantial evidence to support its finding that the Application was statutorily deficient in the area of "Student Assessment/Accountability Design".
2. The Commission voted 6 to 1 that the School Board's denial of the Application based on its finding that the Application was statutorily deficient in the area of "Student Assessment/Accountability Design" **is not** statutory good cause for denial.
3. The Commission voted 5 to 2 that the School Board **did not** have competent, substantial evidence to support its finding that the Application was statutorily deficient in the area of "Finance/Class Size Requirements".

Kim McDougal, Commissioner's Designee
Charter School Appeal Commission

FILED with the Agency Clerk of the Department of Education this _____ day of February, 2006.

AGENCY CLERK
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