

# FLORIDA DEPARTMENT OF EDUCATION



John L. Winn  
Commissioner of Education

## STATE BOARD OF EDUCATION

---

F. PHILIP HANDY, *Chairman*

T. WILLARD FAIR, *Vice Chairman*

*Members*

DONNA G. CALLAWAY

ROBERTO MARTÍNEZ

PHOEBE RAULERSON

KATHLEEN SHANAHAN

LINDA K. TAYLOR



October 31, 2006

The Honorable Blaine A. Muse  
The School District of Osceola County, Florida  
817 Bill Beck Boulevard  
Kissimmee, Florida 34744-4495

Dear Superintendent Muse:

We have received your letter dated September 27, 2006, requesting review by the Florida State Board of Education of the Department of Education's denial of The School District of Osceola County, Florida (SDOC) request to reallocate any remaining portion of the 20 percent set aside for No Child Left Behind (NCLB) school choice.

In accordance with this request and the subsequent October 24, 2006, extension request, the State Board of Education will review the action of the Department as part of its meeting in Tallahassee, Florida, on December 12, 2006, beginning at 8:30 AM. The location is as follows: The Capitol, Cabinet Meeting Room, 400 South Monroe Street, Tallahassee, FL 32399.

The SDOC shall be allotted 15 minutes to present orally its case on the record—to highlight evidentiary materials prior submitted to the State Board and to answer any questions that the State Board may pose. The State Board shall consider materials submitted and presented by the SDOC and the Department and shall render a written decision no later than 10 days after the hearing.

In preparation for the hearing and to facilitate the State Board's full consideration, the SDOC shall submit the following information to the Agency Clerk at the below address, which must be received by 5 PM, Tuesday, November 28, 2006—two weeks prior to the hearing:

1. A concise, written and signed statement (no more than 20 pages) that: 1) describes the ultimate facts alleged, including the specific facts that warrant reversal or modification of the Department's proposed action, 2) identifies the specific rules or statutes that require

Superintendent Blaine A. Muse  
October 31, 2006  
Page Two

- reversal or modification of the Department's action, and 3) recommends the relief sought by the SDOC and how the matter should be resolved;
2. All supporting evidence that the SDOC would have the State Board to consider in a written format; and
  3. Confirmation of SDOC participation at the hearing, including providing the names of the individual(s) that will orally present its case to the State Board at the hearing.

If you have questions or need additional information, please contact me at 850.245.9661.

Sincerely,

Lynn Abbott  
Agency Clerk

cc: Chancellor Cheri Pierson Yecke  
Mary Jo Butler  
Timothy Osterhaus