

CHARTER SCHOOL APPEAL COMMISSION
Recommendation to State Board of Education, February 19, 2008

ACADEMIES OF EXCELLENCE d/b/a
SAWGRASS ACADEMY

Petitioner,

v.

SCHOOL BOARD OF
BREVARD COUNTY

_____/ DOE Case No.2007-1418

RECOMMENDATION

On August 28, 2007, the School Board of Brevard County (School Board) voted to terminate the charter contract of Academies of Excellence d/b/a Sawgrass Academy (Charter School). The School Board's letter of denial was dated September 7, 2007. The Charter applicant filed this appeal on October 8, 2007. On December 12, 2007, the Charter School Appeal Commission heard the appeal of this matter. **Thereafter, the Commission voted 5 to 1 to recommend to the State Board of Education to deny the appeal of the Charter School.** The Commission's justifications for its recommendation were as follows:

1. The Commission voted 6 to 0 that the School Board did not have competent, substantial evidence to support its finding that the School was statutorily deficient in the area of "Failure to meet the requirements for Student Performance as stated in the Charter."
2. The Commission voted 6 to 0 that the School Board did have competent, substantial evidence to support its finding that the School was statutorily deficient in the area of "Failure to meet generally accepted standards of Fiscal Management."
3. The Commission voted 6 to 0 that the School Board's Termination of the Charter School based on its finding that the Charter School was statutorily deficient in the area of "Failure to meet generally accepted standards of Fiscal Management" was statutory good cause for denial.

4. The Commission voted 6 to 0 that the School Board did not have competent substantial evidence to support its finding that the School was statutorily deficient in the area of “Violation of the Law.”
5. The Commission voted 6 to 0 that the School Board did not have competent, substantial evidence to support its finding that the School was statutorily deficient of the area of “Other Good Cause Shown.”
6. The Commission voted 4 to 3 that the School Board did not deny the Applicant due process in the Termination of the Charter.

Kim McDougal, Commissioner’s Designee
Charter School Appeal Commission

FILED with the Agency Clerk of the Department of Education this _____ day of January 2008.

AGENCY CLERK