

BEFORE THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA

ARTHUR C. JOHNSON, Ph.D.,
as Superintendent of Schools,

Petitioner,

vs.

Case No. 04/05-X-070

[REDACTED]

Respondent.

FINAL ORDER

THIS MATTER came to be heard by the School Board of Palm Beach County, Florida, ("School Board") for the purpose of entering a Final Order in the above-styled cause. In consideration of the Recommendation of the Superintendent and the attached exhibits, the School Board makes the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Respondent's parent was notified by the Principal of Palm Beach Lakes Community High School that the Respondent was being recommended for expulsion on December 13, 2004. The Recommendation for Expulsion is incorporated by reference and made a part hereof as (Exhibit A).
2. Respondent's parent was notified by the Superintendent of the School District of Palm Beach County, Florida ("School District") on February 15, 2005, via certified and regular mail, that the Respondent would be recommended to the School Board to be expelled from the School District. The Notice of Recommendation for Expulsion is incorporated by reference and made a part hereof as (Exhibit B).
3. Said notice advised Respondent's parent of their right to an administrative hearing to contest the charges contained therein provided they requested a hearing within ten (10) days of receipt of same.
4. No hearing request has been received in the Office of the Chief Academic Officer.

CONCLUSIONS OF LAW

1. The School Board has jurisdiction over the subject matter and the parties hereto.
2. The School Board finds that the Respondent is guilty of the acts alleged by the Superintendent in the letter dated February 15, 2005, to wit:

Possession of a pellet gun while on the campus of Palm Beach Lakes High School on December 9, 2004.

ORDERED AND ADJUDGED by the School Board in regular session that the recommendation of the Superintendent be accepted and confirmed. [REDACTED] hereby expelled from the School District for one calendar year from December 24, 2005. Respondent may choose to continue educational services during his

expulsion period at the ACS site. However, if Respondent is dismissed from that program by ACS, no further educational services will be offered by the District until the expulsion period is ended.

This Order may be appealed within thirty (30) days by filing a notice of appeal with the District Court of Appeal. Except in cases of indigence, the Court will require a filing fee and payment for preparing the record on appeal. For further explanation of the right to appeal, refer to § 120.68, Fla. Stat., and the Florida Rules of Appellate Procedure.

Dated this 16th day of March, 2005.

SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA

BY: _____
Thomas Lynch, Chairman

Attest: _____
Arthur C. Johnson, Ph.D., Secretary

(SEAL)

Filed with the Clerk of the School Board this 16th day of March, 2005.

Alicia Palmer, Clerk



Palm Beach Lakes Community High School

3505 Shiloh Drive, West Palm Beach, FL 33407 Telephone 561-640-5000 Fax 561-688-5340

Principal
Nate Collins

Vice Principal
Dr. Susan Gipson

RECEIVED

DEC 17 2004

BY LEGAL SERVICES

Assistant Principals

R. Todd Bolar
Peter DiDonato
Donald Green
Oliver Greene
Robin Johnson
Marjorie Lesser
Rosalind McCray
Calvin Williams

Regular and Certified Mail

Return Receipt Requested #: 70040750000211165768

Date: 12/13/2004

Student Number: [REDACTED]

Parent/Guardian of

[REDACTED]

Custodial Parent/Guardian of: [REDACTED]

Dear Custodial Parent/Guardian:

On 12/09/04, your son was rendered a ten (10) day suspension as documented by my letter to you, a copy of which is attached.

Pursuant to Florida Statute §230.23(6)(c), which authorizes the School Board to decide cases recommended for expulsion, I have this date recommended to the Expulsion Screening Committee that the School Board expel your son from the public schools of Palm Beach County. My recommendation is based on substantial evidence available to me supporting the following serious misconduct.

CASE # 04-

POSSESSION OF: [REDACTED] was in possession of a handgun (pellet gun) on school board property (school) with intent to use in school.

Pursuant to Florida Statute §230.33(8), the Superintendent may extend the ten (10) day suspension until the date the School Board Meeting at which time the School Board will act on the Expulsion.

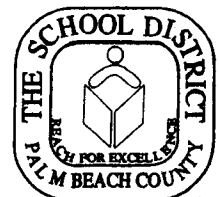
As of 12/11/04, your son is assigned to the Department of Alternative Education.

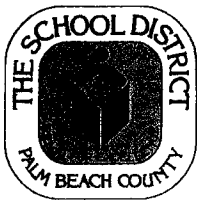
Sincerely,

Nathan Collins, Jr., Principal
Palm Beach Lakes Community High School
3505 Shiloh Drive
W. Palm Beach, FL 33407
561-640-5001

C: Area Superintendent
Legal Department
Chief Academic Officer
Director of Alternative Education

An Equal Opportunity Employer





THE SCHOOL DISTRICT OF
PALM BEACH COUNTY, FLORIDA

ANN KILLETS
CHIEF ACADEMIC OFFICER

ARTHUR C. JOHNSON, Ph.D.
SUPERINTENDENT OF SCHOOLS

CHIEF ACADEMIC OFFICE
3300 FOREST HILL BLVD., C-316
WEST PALM BEACH, FL 33406-5813

Ph: 561-649-6888 Fx: 561-649-6837

www.PalmBeachSchool.org

FILE COPY

CERTIFIED AND REGULAR MAIL
RETURN RECEIPT REQUESTED

7002 2410 0004 3477 3109

NOTICE OF RECOMMENDATION FOR EXPULSION

Dear Ms. [REDACTED]

Based upon the recommendation of Nathan Collins, Principal of Palm Beach Lakes Community High School, and in accordance with **Florida Statute § 1006.07**, and Palm Beach County **School Board Policy 5.1813**, I will request that the School Board of Palm Beach County, Florida, expel your son, [REDACTED] from the Palm Beach County School District. This decision is based upon the following action:

Possession of a pellet gun while on the campus of Palm Beach Lakes High School on December 9, 2004.

Pursuant to **Florida Statute § 120.569**, you have the right to an administrative hearing. Your request must be received by the Office of the Chief Academic Officer within ten (10) days of the date of this letter. If you request a hearing, a hearing officer will be appointed pursuant to **Florida Statute § 120.81(1)(e)**. If you do not request a hearing, this recommendation will become final.

Your son may receive educational services at the ACS Transition Program during this expulsion due process. If you have any questions regarding the expulsion due process or the educational services available at the ACS Intensive Site, please contact the Office of the Chief Academic Officer at 561-649-6888.

Sincerely,


Arthur C. Johnson, Ph.D.
Superintendent

ACJ:AK:JRA:LEP:mjp

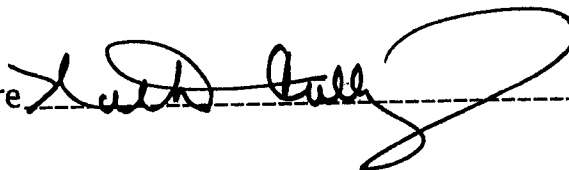
cc: Principal, Palm Beach Lakes Community High School
North Area Superintendent
Chief Academic Officer
Director of Alternative Education

SUMMARY OF INCIDENT

Student Name:	[REDACTED]
Student #	[REDACTED]
Violation and Code	Case # 04 [REDACTED]
School	Palm Beach Lakes Community High School
Principal	Nathan Collins
Area Superintendent	Marisol Ferrer
Grade	09
Sex	M
Age	15
Language	English
ESE	No
504	No
Police Report Charge, if known	Possession of a hand gun (pellet gun) on school board property (school) with intent to use in school.
Persons involved and witnesses to testify	Anonymous witnesses
Additional Information (use additional page if necessary)	See Attached

I have reviewed the above information and recommend this child for expulsion.

Principal's Signature





Palm Beach Lakes Community High School

3505 Shiloh Drive, West Palm Beach, FL 33407 Telephone 561-640-5000 Fax 561-688-5340

Principal
Nate Collins

Vice Principal
Dr. Susan Gipson

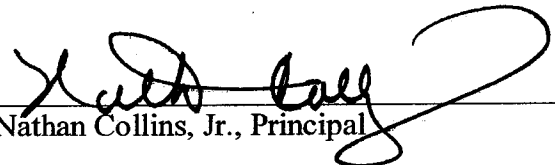
Assistant Principals

R. Todd Bolar
Peter DiDonato
Donald Green
Oliver Greene
Robin Johnson
Marjorie Lesser
Rosalind McCray
Calvin Williams

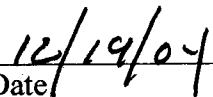
NARRATIVE FOR EXPULSION

[REDACTED]

On December 8, 2004, a fight occurred off campus in the parking lot of the Winn Dixie Plaza at approximately 3:30 p.m. of which [REDACTED] was involved. According to our investigation late that night, an adult came to the home of [REDACTED] the identity of that adult is unknown at this point. The adult took [REDACTED] away from the home. It is believed at this time that [REDACTED] may have been given the handgun (pellet gun) to bring to school the next day to get revenge. Fortunately, [REDACTED] displayed the weapon so that other students could view it. One student came forward and made the administration aware that [REDACTED] had in his possession what they thought was a handgun. The assistant principal identified [REDACTED], searched his book bag, and as a result of searching his book bag, a handgun (pellet gun) was found in his book bag. Please see enclosed picture.



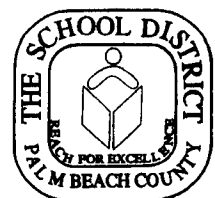
Nathan Collins, Jr., Principal



Date

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Palm Beach County Schools #3 in the NATION! www.palmbeachschools.org for details



8
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P



Palm Beach Lakes Community High School

3505 Shiloh Drive, West Palm Beach, FL 33407 Telephone 561-640-5000 Fax 561-688-5340

Principal
Nate Collins


Vice Principal
Dr. Susan Gipson

Assistant Principals


R. Todd Bolar
Peter DiDonato
Donald Green
Oliver Greene
Robin Johnson
Marjorie Lesser
Rosalind McCray
Calvin Williams


Memorandum

TO: Laura Pincus, Associate Counsel
Legal Services, C-302

FROM: Nathan Collins, Principal 
Palm Beach Lakes Community High School

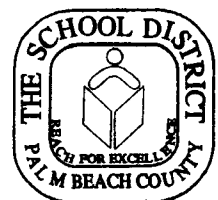
DATE: December 15, 2004

RE:  Conference Notes

A conference was held in my office December 14, 2004, with student 
his great grandmother, great grandfather, and grandmother. At that time, I explained to
the grandparents all of the issues regulating the expulsion and recommendations. I also
explained that the parents have the right to appeal my decision within the guidelines of
the Palm Beach County School District.

An Equal Opportunity Employer

Palm Beach County Schools #3 in the NATION! www.palmbeachschools.org for details



Agency ORI Number FLO 504200	THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE Offense Incident Report	<input checked="" type="checkbox"/> Juvenile <input checked="" type="checkbox"/> 1 - Original <input type="checkbox"/> Adult <input type="checkbox"/> 2 - Supplement	Case Number 0 [REDACTED]
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Reported Day THURSDAY	Date 12 09 2004	Time (mil) 1240	Time Dispatched (mil) 1240	Time Arrived (mil) 1240	Time Completed (mil)
Incident Day FROM THURSDAY	Date 12 09 2004	Time (mil) 1240	Incident Day TO	Date	Time (mil)

EVENT DATA	CODES	Offense Type	Description and Florida State Statute	AC	NCIC/UCR Code	
	Type:	#1	9	SUSPICIOUS INCIDENT	C	777
	1-Felony	#2				
	3-Misdemeanor	#3				
	9-Other	#4				

Incident Location (Street, Apt. Number) 3505 SHILOH DRIVE WEST PALM BEACH	City WEST PALM BEACH	State FLORIDA	Zip Code 33407	Geographic Indicator 1851
Business Name/Area Identifier PALM BEACH LAKES HIGH SCHOOL	Forced Entry 0-N/A 1-Yes	Occupancy 0-N/A 1-Occupied 2-Unoccupied 3-Abandoned	0	

Location Type	01- Residence-Single	06- Gas Station	11- Speciality Store	16- Storage	21- Airport	26- Highway/Roadway	99- Other
	02- Apartment/Condo	07- Liquor Sales	12- Drug Store/Hospital	17- Gov/Public Bldg.	22- Bus/Rail Terminal	27- Park/Woodlands/Field	
	03- Residence-Other	08- Bar/Nightclub	13- Bank/Financial Inst.	18- School/University	23- Construction Site	28- Lake/Waterway	
	04- Hotel/Motel	09- Supermarket	14- Commercial/Office Bldg.	19- Jail/Prison	24- Other Structure	29- Motor Vehicle	
	05- Convenience Store	10- Dept./Discount Store	15- Industrial/Mfg.	20- Religious Bldg.	25- Parking Lot/Garage	30- Other Mobile	18

# Offenses 0	# Victims 0	# Offenders 1	# Prem. Ent. 0	# Veh. Stolen 0	Type Weapon 00-N/A 01-Handgun	02- Rifle 03- Shotgun 04- Firearm	05- Knife/Cutting Instrument 06- Blunt Object	07- Hands/Fist/Feet 08- Poison 09- Explosives	10- Fire/Incendiary 11- Threat/Intimidation 12- Simulated Weapon	13- Drugs 88- Unknown 99- Other	99
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VW Code	VW Type	Race	Sex	Residential Type	Residential Status	Extent of Injury	Injury Type	05- Poss. Broken Bones
V- Victim	0- N/A	N- N/A	N- N/A	0- N/A	0- N/A	0- None	00- N/A	06- Poss. Internal Injury
W- Witness	1- Juvenile	W- White	M- Male	1- City	1- Full Year	1- Minor	01- Gunshot	07- Loss of Teeth
C- Reporting Person	2- L.E. Officer	B- Black	F- Female	2- County	2- Part Year	2- Serious	02- Stabbed	08- Burns
P- Proprietor	3- Adult	I- American Indian	U- Unknown	3- Florida	3- Non-Resident	3- Fatal	03- Laceration	09- Abrasions/Bruises
Z- Other	4- Business	O- Oriental/Asian		4- Out-of-State			04- Unconscious	99- Other

Victim Relationship to Offender	04- Ex-Spouse	07- Brother/Sister	10- Step-Child	13- Student	16- Boy/Girl Friend	19- Sitter/Day Care	22- Landlord/Tenant
00- N/A	02- Stranger	08- Child	11- In-Law	14- Teacher	17- Friend	20- Employee	23- Acquaintance
01- Undetermined	03- Spouse	09- Step-Parent	12- Other Family	15- Child of Boy/Girl Friend	18- Neighbor	21- Employer	99- Other

Offense Indicator (circle)	VW Code #	VW Type	Name (Last, First, Middle or Business)	Residence Phone
1 2 3 4			NONE	() -
Address (Street/Apt. Number)			City	State Zip
				() -
Other Contact Info. (Time Available, Interpreter, etc.)			Synopsis of Involvement	
Race	Sex	Date of Birth	Res. Type	Res. Status
		Extent of Injury	Injury Type(s)	Relationship
		Ethnicity		

Offense Indicator (circle)	Suspect Code #	Juvenile	Name (last, first, middle)	Place of Birth	Residence Phone
1 2 3 4	S 1	Yes	SH [REDACTED]	[REDACTED]	(561) [REDACTED]
Maiden Name		Nickname/Street Name		Business Phone	
				(561) [REDACTED]	
Last Known Address (Street, Apt. Number)					
[REDACTED]					
Occupation	Employer/School	Address		Social Security No.	
STUDENT	PALM BEACH LAKES	3505 SHILOH DRIVE WPB FL, 33407		N/A	
Driver's License State/Number	Immigration and Naturalization Number		Other I.D. Number	FCIC/NCIC	
			STUDENT ID [REDACTED]		
Clothing (described)			Scars/Marks/Tatoos (Location/Describe)		
Race	Sex	Date of Birth	Height	Weight	Eye Color
B	M	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
Hair Color	Hair Length	Hair Style			
[REDACTED]	[REDACTED]	[REDACTED]			
Complexion	Build	Facial Hair	Teeth	Speech/Voice	Special Identifiers
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Officer Reporting	I.D. Number	Date	Related Case No./Agency		
MICHAEL ANDERSON	776	12/09/04			
Lieutenant Reviewing	I.D. Number	Date	Captain Reviewing	I.D. Number	Date
Case Status	Clearance Type	A-Adult	Date Cleared	Recommended Youth Court	Number Arrested
CLOSED	1-Arrest 2-Exceptional 3-Unfounded	2	12/09/04	<input type="checkbox"/> Yes <input type="checkbox"/> No	0
Exception Type	3-Death of Offender		5-Prosecution Declined	OBTS/Arrest Number	Page
1-Extradition Declined					

Agency ORI Number FLO 5 0 4 2 0 0	THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE <h2 style="margin: 0;">Victim/Witness Report</h2>	<input checked="" type="checkbox"/> Juvenile <input type="checkbox"/> Adult	<input checked="" type="checkbox"/> 1 - Original <input type="checkbox"/> 2 - Supplement	Case Number 04
Original Date Reported 12 09 2004		Offense SUSPICIOUS INCIDENT		

VW Code	VW Type	Race	Sex	Residential Type	Residential Status	Extent of Injury	Injury Type	
V- Victim W- Witness C- Reporting Person P- Proprietor Z- Other	0- N/A 1- Juvenile 2- L.E. Officer 3- Adult 4- Business	5- Government 6- Church 9- Other N- N/A W- White B- Black I- American Indian O- Oriental/Asian U- Unknown	N- N/A M- Male F- Female U- Unknown	0- N/A 1- City 2- County 3- Florida 4- Out-of-State	0- N/A 1- Full Year 2- Part Year 3- Non-Resident	0- None 1- Minor 2- Serious 3- Fatal	00- N/A 01- Gunshot 02- Stabbed 03- Laceration 04- Unconscious	05- Poss. Broken Bones 06- Poss. Internal Injury 07- Loss of Teeth 08- Burns 09- Abrasions/Bruises 99- Other
Victim Relationship to Offender 00- N/A 02- Stranger 04- Ex-Spouse 07- Brother/Sister 10- Step-Child 13- Student 16- Boy/Girl Friend 19- Sitter/Day Care 22- Landlord/Tenant 01- Undetermined 03- Spouse 05- Co-Habit 08- Child 11- In-Law 14- Teacher 17- Friend 20- Employee 23- Acquaintance 06- Parent 09- Step-Parent 12- Other Family 15- Child of Boy/Girl Friend 18- Neighbor 21- Employer 99- Other								

VICTIM / WITNESS	Offense Indicator <small>(prior)</small> 1 2 3 4	V/W Code #	V/W Type	Name (Last, First, Middle or Business)				Residence Phone		
	1 2 3 4	W 1	3	BOLAR TODD				(561) 640 - 5000		
	Address (Street/Apt. Number)				City	State	Zip	Business Phone		
	3505 SHILOH DRIVE				WEST PALM BEACH	FLORIDA	33407	() -		
Other Contact Info. (Time Available, Interpreter, etc.)				Synopsis of Involvement						
Race	Sex	Date of Birth	Res. Type	Res. Status	Extent of Injury	Injury Type(s)	Relationship	Ethnicity		
W	M	10/19/58	1	1	0	00				

VICTIM / WITNESS	Offense Indicator <small>(prior)</small> 1 2 3 4	V/W Code #	V/W Type	Name (Last, First, Middle or Business)				Residence Phone		
	1 2 3 4							() -		
	Address (Street/Apt. Number)				City	State	Zip	Business Phone		
								() -		
Other Contact Info. (Time Available, Interpreter, etc.)				Synopsis of Involvement						
Race	Sex	Date of Birth	Res. Type	Res. Status	Extent of Injury	Injury Type(s)	Relationship	Ethnicity		

VICTIM / WITNESS	Offense Indicator <small>(prior)</small> 1 2 3 4	V/W Code #	V/W Type	Name (Last, First, Middle or Business)				Residence Phone		
	1 2 3 4							() -		
	Address (Street/Apt. Number)				City	State	Zip	Business Phone		
								() -		
Other Contact Info. (Time Available, Interpreter, etc.)				Synopsis of Involvement						
Race	Sex	Date of Birth	Res. Type	Res. Status	Extent of Injury	Injury Type(s)	Relationship	Ethnicity		

VICTIM / WITNESS	Offense Indicator <small>(prior)</small> 1 2 3 4	V/W Code #	V/W Type	Name (Last, First, Middle or Business)				Residence Phone		
	1 2 3 4							() -		
	Address (Street/Apt. Number)				City	State	Zip	Business Phone		
								() -		
Other Contact Info. (Time Available, Interpreter, etc.)				Synopsis of Involvement						
Race	Sex	Date of Birth	Res. Type	Res. Status	Extent of Injury	Injury Type(s)	Relationship	Ethnicity		

ADMINISTRATIVE	Officer Reporting MICHAEL ANDERSON	I.D. Number 776	Date 12/09/04	Lieutenant Reviewing		I.D. Number	Date	
	Captain Reviewing	I.D. Number	Date	Forward to			Date	
	Case Status CLOSED	Clearance Type 1-Arrest 2-Exceptional	2	A-Adult J-Juvenile	J	Date Cleared 12/09/04	Recommended Youth Court <input type="checkbox"/> Yes <input type="checkbox"/> No	Number Arrested 0
	Exception Type 1-Extradition Declined 2-Arrest on Primary Offense Without Prosecution	3-Death of Offender 4-V/W Refused to Cooperate	5-Prosecution Declined 6-Juvenile/No Custody	OBTS/Arrest Number		Page 1 of 1		



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
 SCHOOL POLICE DEPARTMENT
Weapon Supplement

CASE NUMBER
 04- [REDACTED]

SUSPECT (last) [REDACTED] (first) [REDACTED] (middle)	
DATE OF BIRTH [REDACTED]	SCHOOL CENTER PALM BEACH LAKES HIGH SCHOOL

TYPE OF WEAPON (please check)

- Gun / Pistol
 Caliber / Type (please specify) COMARSMAN REPEATER BB GUN CAL (4.5MM) .177 CAL
- Knife, Blade, less than 4" long
- Knife, Blade, 4" or longer
- Chain / Pipe
- Brass Knuckles
- Billy Club / Blackjack
- Pointed Object / Sharp Instrument
- Other (please specify) _____

SOURCE OF WEAPON (please check)

- Student's Residence
- Stolen
- Friend / Relative
- Other (please specify) _____

ADMINISTRATIVE DISCIPLINE (please check)

- Suspension
- Expulsion
- Reprimand (Counseling)
- Other (please specify) _____



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
SCHOOL POLICE
Property Receipt

Case No. 04- [REDACTED]

Date 12/09/04	Time 1245	School No. 1851	Type Case SUSPICIOUS	Bin No:
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Property of Deceased
 Found Property
 Stolen/Recovered
 Trial
 Laboratory
 Destroy

Release After Processing? Yes No
 To Whom

Address Where Property Impounded
 3505 SHILOH DRIVE WEST PALM BEACH FLORIDA 33407

NAME	ADDRESS	TELEPHONE
Discovered By TODD BOLAR	3505 SHILOH DRIVE WPB FL, 33407	(561) 640 - 5000
Owner [REDACTED]	[REDACTED]	[REDACTED]
Victim NONE		() -
Suspect(s) Include DOB [REDACTED]	[REDACTED]	[REDACTED]

ITEM NO.	QUANTITY	VALUE	DESCRIPTION
1	1	\$50.00	ONE BLACK COMARSMAN REPEATER BB CAL (4.5MM) .177 CAL SERIAL # 99240016

I hereby acknowledge that the above list represents all property taken from my possession and that I have received a copy of this receipt. I hereby acknowledge that the above list represents all property impounded by me in the official performance of duty as an investigator.

_____ SIGNATURE _____ SIGNATURE

RECEIVED BY	REASON	DATE & TIME

Final Disposition	Authority	Date & Time
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ADM	Agency ORI Number FL0 5 0 4 2 0 0	THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE	<input checked="" type="checkbox"/> Juvenile <input type="checkbox"/> Adult	<input checked="" type="checkbox"/> 1 - Original <input type="checkbox"/> 2 - Suppl.	<input checked="" type="checkbox"/> 1 - Offense <input type="checkbox"/> 2 - Arrest	Case Number 04- [REDACTED]
	Original Date Reported 12 09 2004	Offense SUSPICIOUS INCIDENT				

ON THURSDAY, DECEMBER 09, 2004, I MET MR. BOLAR, ONE THE DEANS IN THE NORTH EAST CORNER OF THE COURT YARD WITH TWO STUDENTS THAT WERE ABOUT TO GET INTO A PHYSICAL ALTERCATION. AT THIS TIME MR. BOLAR TOLD ME THAT HE HAD A SITUATION THAT WERE MORE PRESSING THAN THAT. MR. BOLAR SAID TO ME THAT AN ANONYMOUS STUDENT CAME TO HIM DURING SECOND LUNCH. THE ANONYMOUS STUDENT REPORTED THAT ANOTHER STUDENT MIGHT HAVE A GUN.

I TOOK THE ANONYMOUS STUDENT FROM THE AREA ON MY GOLF CART FOR SAFETY AND FURTHER INFORMATION. THE ANONYMOUS STUDENT TOLD ME THAT THE GUN WAS SHOWED TO ANOTHER MALE STUDENT DURING CLASS. THE ANONYMOUS STUDENT ONLY KNEW THE FIRST NAME OF THE SUBJECT ([REDACTED]) THE ANONYMOUS STUDENT OVER HEARD [REDACTED] AND ANOTHER MALE STUDENT TALKING ABOUT A FIGHT THAT OCCURRED ON WEDNESDAY, DECEMBER 08, 2004, AFTER SCHOOL. FIGHT INVOLVED ABOUT TEN (10) MALE STUDENTS.

THE ANONYMOUS STUDENT TOLD ME THAT THIS OCCURRED IN ROOM # 239. I WENT TO ROOM # 239 TO GET THE SUBJECT FULL NAME, BUT THE TEACHER SHE DESCRIBE TO ME WAS NOT THERE. I RETURNED BACK TO THE COURT YARD TO MEET WITH MR. BOLAR. ON MY WAY BACK TO THE COURT YARD, MR. BOLAR CALLED FOR ME TO MEET HIM IN ROOM # 703. WHEN I ENTERED ROOM # 703. MR. BOLAR POINTED TO A BLACK HAND GUN THAT WAS ON A DESK IN FRONT OF HIM. MR. BOLAR TOLD ME THAT HE GOT IT OUT OF THE SUBJECT BOOK BAG. THE SUBJECT [REDACTED] WAS IN THE SOUTH WEST CORNER OF THE ROOM. I HAND CUFFED THE SUBJECT BEFORE I REMOVED THE WEAPON TO MAKE IT SAFE.

WHILE INSPECTING THE WEAPON IT WAS DISCOVERED THAT THE WEAPON WAS A COMARSMAN REPEATER BB GUN CAL (4.5MM) .177 CA L. MR. BOLAR SAID TO ME THAT THE DESCRIPTION GIVEN TO HIM BY THE ANONYMOUS STUDENT LEAD HIM TO [REDACTED]. MR. BOLAR SAID HE ASKED MIKE TO COME WITH HIM TO ROOM # 703. ONCE INSIDE THE ROOM, MR. BOLAR SAID HE ASKED [REDACTED] IF HE HAD ANYTHING ON HIS PERSON THAT HE NEEDED TO KNOW ABOUT. [REDACTED] TOLD HIM NO. MR. BOLAR SAID HE THEN ASKED [REDACTED] IF HE COULD LOOK IN THE BOOK BAG. [REDACTED] AT FIRST WOULD NOT LET LOOSE OF THE BOOK BAG. EVENTUALLY HE RELENTED AND MR. BOLAR REMOVED A HAND GUN THAT TURNED OUT TO BE A B B GUN.

I ESCORTED [REDACTED] TO MY OFFICE ON THE GOLF CART. ONCE INSIDE I ADVISED THE SUBJECT OF HIS CONSTITUTIONAL RIGHTS. I CONTACTED LIEUTENANT ARROYO AND ADVISED HIM OF THE SITUATION. LIEUTENANT ARROYO ADVISED ME THAT IF THE WEAPON WAS NOT POINTED AT ANY ONE IN A THREATEN MANNER WE DON'T HAVE A CRIME. THE HAND CUFF WAS REMOVED FROM [REDACTED] ACCORDING TO [REDACTED], HE BROUGHT THE BB GUN TO SCHOOL FOR A FRIEND. [REDACTED] DID CONFIRMED THAT THERE WAS A FIGHT ON THE DAY BEFORE INVOLVING SEVERAL MALE STUDENTS. [REDACTED] SAID THE FRIEND WAS THINKING THAT MAYBE IT WOULD SCARE THE OTHER MALE STUDENTS. [REDACTED] NEVER GAVE THE NAME OF HIS FRIEND.

DR. SUSAN GIBSON, THE ASSISTANT PRINCIPAL ARRIVED AND ESCORTED [REDACTED] TO HER OFFICE TO CONTACT HIS GUARDIAN. THIS CASE IS BEING HANDLED BY THE ADMINISTRATION.

NARRATIVE CONTINUATION

ADMINISTRATIVE	Officer Reporting MICHAEL ANDERSON	I.D. Number 776	Date 12/09/04	Lieutenant Reviewing	I.D. Number	Date	
	Captain Reviewing	I.D. Number	Date	Forward to		Date	
	Case Status CLOSED	Clearance Type 1-Arrest 2-Exceptional 3-Unfounded	2	A-Adult J-Juvenile	J	Date Cleared 12/09/04	Recommended Youth Court <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	Exception Type 1-Extradition Declined 2-Arrest on Primary Offense Without Prosecution	3-Death of Offender 4-V/W Refused to Cooperate	5-Prosecution Declined 6-Juvenile/No Custody			Number Arrested 0	Page of

THE SCHOOL DISTRICT OF PALM BEACH COUNTY
SCHOOL POLICE DEPARTMENT

Miranda Rights

Case No.	04- [REDACTED]
Date	12/09/04
Time	1300

I am required to warn you before you make any statement that you have the following constitutional rights...

- YES 1. You have the right to remain silent and not answer any questions.
- YES 2. Any statement you make must be freely and voluntarily given.
- YES 3. You have the right to the presence and representation of a lawyer of your choice before you make any statement and during any questioning.
- YES 4. If you cannot afford an attorney, you are entitled to the presence and representation of a court appointed lawyer before you make any statement and during any questioning.
- YES 5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
- YES 6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
- YES 7. Any statement can and will be used against you in a court of law.

I have been advised of my Miranda Rights and I understand them.

Me han avisado de mis derechos Miranda y los entiendo.

Yo te ban m eksplikasyon sou dwa Miranda mwen genyen, epi mwen konprann yo.

SIGNATURE
FIRMA
SIYATI

[REDACTED SIGNATURE]

DATE
FECHA
DAT

X 12/09/04

Police Officer
Policia
Ofisye Polis

Officer Anderson

I.D. No 276
Nº de Identidad
Nimewo Idantite

Location
Lugar de entrevista
Kote konvèsasyon an te fet

Witness
Testigo
Temwen

Witness
Testigo
Temwen



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
SCHOOL POLICE DEPARTMENT

Sworn/Affirmed Statement

Case No. 04 [REDACTED]
Date _____
Time _____

WITNESS VICTIM SUSPECT OTHER

NAME OF PERSON MAKING STATEMENT (full name) <i>R. TODD BOLAR</i>	BIRTH DATE <i>10/19/58</i>	HOME TELEPHONE NUMBER () -	WORK TELEPHONE NUMBER <i>(561) 670-5000</i> <i>5009</i>
ADDRESS (street address, city, state, zip code) <i>3505 Shihk Dr. WPB 33407</i>			

I voluntarily furnish this sworn/affirmed statement to: Officer *M. Anderson* ID _____

VICTIM ONLY (Parent of Juvenile) :

I am requesting criminal charges. Yes No I further understand that I will be required to appear in court if subpoenaed.

SIGNATURE OF VICTIM (PARENT OF JUVENILE) DATE

STATEMENT

An anonymous student came to me at 2ND lunch. The student reported that another student might have a gun. The informant gave a description that lead me to [REDACTED] [REDACTED]. I asked [REDACTED] to come w/ me to room 703. Once inside the room I asked [REDACTED] [REDACTED] if he had anything on his person I needed to know about. [REDACTED] told me no. I then asked him if I could look in the book bag. [REDACTED] at first would not let loose of the book bag. Eventually he relented and I removed a gun that turned out to be a B.B. Gun

R TODD BOLAR *12/19/04*
SIGNATURE, PERSON MAKING STATEMENT (sign every page) DATE

WITNESS SIGNATURE (sign every page) DATE

WITNESS SIGNATURE (sign every page) DATE

Sworn to and subscribed this _____ day of _____, 20____.

NOTARY PUBLIC, STATE OF FLORIDA LAW ENFORCEMENT OFFICER ID NO.

PANEL: [REDACTED] YEAR: 05

A03. DEMOGRAPHICS
Friday December 17, 2004 11:34 am

STDT: [REDACTED]

FORMER

MIDDLE

APP FIRST

ST ZIP+4

CITY

TYPE PD APT/BLDG

DR STREET

ST ZIP+4

CITY

TYPE PD APT/BLDG

DR STREET

SEX RACE DOB BIRTH CITY ST VER PHONE PUB SUMMER ORIG SAC SCHL2

M B

ENT DATE SCHL GR OD CL AT W/D DATE PR PF SSN EXTRNL NBR PC PS PD

E02 081904 1851 09 01 N

LNG PGL COB SURVEY STAT CAT LEP RES EN:DS SCHL C1:B-H-M-N CH2 EHA D/B ST:C M EX
EN EN US 081604 ZZ 3 N N N N N N N N N N Z

PF1=HELP 3=EXIT 7=BKWD 8=FWD 12=ESCAPE
RECORD IS DISPLAYED...NEXT? TERML: Z34F