

BEFORE THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA

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

Petitioner,

vs.

Case No. 05/06-X-013

\_\_\_\_\_  
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 parents were notified by the Principal of Jeaga Middle School that the Respondent was being recommended for expulsion on September 20, 2005. The Recommendation for Expulsion is incorporated by reference and made a part hereof as (Exhibit A).
2. Respondent's parents were notified by the Superintendent of the School District of Palm Beach County, Florida ("School District") on October 6, 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 parents 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 October 6, 2005, to wit:

Possession of drugs/imitation/prescription with the intent to sell and/or distribute while on the campus of Jeaga Middle School on September 20, 2005.

]

**ORDERED AND ADJUDGED** by the School Board in regular session that the recommendation of the Superintendent be accepted and confirmed. \_\_\_\_\_ is hereby expelled from the School District for one calendar year from October 6, 2005. The Respondent may choose to continue educational services during her

expulsion period at the ACS site. However, if the 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 \_\_\_\_\_ day of \_\_\_\_\_, 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 \_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
Alicia Palmer, Clerk



# Jeaga Middle School

Regular and Certified Mail

Return Receipt Requested

Date 09/20/2005

Student Number [REDACTED]

[REDACTED]

Custodial Parent/Guardian of:

[REDACTED]

Dear Custodial Parent/Guardian:

On 09/20/2005 your son/daughter/ward was rendered a ten (10) day suspension as documented by my letter to you, a copy of which is attached.

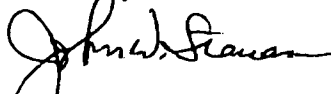
Pursuant to Florida Statute § 230.23(6)(c), which authorizes the School Board to decide cases recommended for expulsion, I have this date recommended to the Expulsion Screening Committee that the School Board expel your son/daughter/ward from the public schools of Palm Beach County. My recommendation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

Your daughter attempted to sell marijuana to another student for \$5.00 on campus. She has been charged by School Police for Possession of Marijuana on School Grounds. The case number is 05-2698.

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 10/06/2005, your son/daughter/ward is assigned to the Department of Alternative Education.

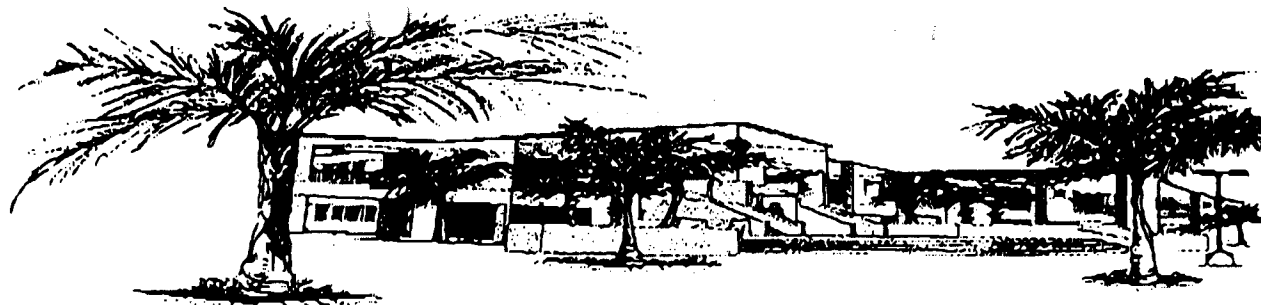
Sincerely,

  
John W. Stevens  
Principal

cc: Area Superintendent  
Chief Academic Officer  
Director of Alternative Education  
School Police

JOHN W. STEVENS, PRINCIPAL





# Jeaga Middle School

Por correo ordinario y correo certificado

Recibo certificado a vuelta de correo



Fecha 09/20/2005

Número del(de la) Estudiante

Estimado padre o madre de custodia/tutor legal de



Estimados padres de familia o tutor legal:

El 09/20/2005 su hijo(a) o pupilo(a) legal recibió notificación de diez (10) días de suspensión como consta por mi carta, que le envié, y de la cual le adjunto una copia.

De acuerdo con el Estatuto de la Florida § 230.23(6)(c), el cual autoriza a la Junta Escolar a tomar determinación en los casos de expulsión, en esta fecha he recomendado al equipo de Estudio de Expulsión, que la Junta Escolar expulse a su hijo(a) o pupilo(a) legal de las escuelas públicas del Condado de Palm Beach. Mi recomendación está basada en pruebas establecidas, a mi alcance que corroboran los siguientes actos de mala conducta.

Your daughter attempted to sell marijuana to another student for \$5.00 on campus. She has been charged by School Police for Possession of Marijuana on School Grounds. The case number is 05-2698.

Conforme al Estatuto de la Florida § 230.33(8), el Superintendente puede extender los diez (días) de suspensión hasta la fecha de la reunión de la Junta Escolar durante la cual ésta tomará una decisión sobre la expulsión.

A partir de esta fecha 10/06/2005 su hijo(a) o pupilo(a) legal es asignado(a) al Departamento de Educación Alternativa.

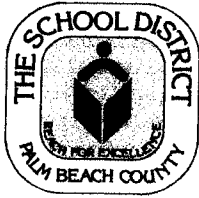
Atentamente,

John W. Stevens  
Principal

cc: Superintendente del Área  
Funcionario Académico Superior  
Director de Educación Alternativa  
Policía Escolar

JOHN W. STEVENS, PRINCIPAL





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**

October 6, 2005

CERTIFIED AND REGULAR MAIL  
RETURN RECEIPT REQUESTED

7003 2260 0001 9364 5682



**NOTICE OF RECOMMENDATION FOR EXPULSION**



Dear Mr. and Mrs.

Based upon the recommendation of John Stevens, Principal of Jeaga Middle 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 daughter, from the Palm Beach County School District. This decision is based upon the following action:

Possession of drugs/imitation/prescription with the intent to sell and/or distribute while on the campus of Jeaga Middle School on September 20, 2005.

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.

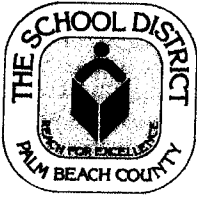
Your daughter may receive educational services at the ACS Transition Program during this expulsion due process. If you have any questions regarding the expulsion due process or the educational services available at the ACS Intensive Site, please contact the Office of the Chief Academic Officer at 561-649-6888.

Sincerely,

Arthur C. Johnson, Ph.D.  
Superintendent

ACJ:AK:JRA:ITM:mjp

cc: Principal, Jeaga Middle School  
North Area Superintendent  
Chief Academic Officer  
Director of Alternative Education



THE SCHOOL DISTRICT OF  
PALM BEACH COUNTY, FLORIDA

ANN KILLETS  
CHIEF ACADEMIC OFFICER

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

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WEST PALM BEACH, FL 33406-5813

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

www.PalmBeachSchool.org

El 6 de octubre de 2005

POR CORREO NORMAL Y CERTIFICADO  
SE SOLICITA RECIBO A VUELTA DE CORREO

[REDACTED]

**NOTIFICACIÓN DE RECOMENDACIÓN PARA LA EXPULSIÓN DE**  
[REDACTED]

Estimados Sr. y la [REDACTED]

De acuerdo con la recomendación de John Stevens, Director(a) de la Escuela Jeaga Middle, y con la sección 1006.07 de los Estatutos de la Florida, y la norma 5.1813 de la Junta Escolar del Condado de Palm Beach, solicitaré a la Junta Escolar del Condado de Palm Beach, Florida que expulse a su hijo [REDACTED] del Distrito Escolar del Condado de Palm Beach. Esta decisión se basa en el siguiente hecho:

La posesión de drogas/la imitación/la prescripción con la intención para vender y/o distribuir mientras en el campus de la Escuela Jeaga Middle en el 20 de septiembre de 2005.

Conforme a la sección 120.569 de los Estatutos de la Florida, ustedes tienen derecho a una audiencia administrativa. El Funcionario Académico Superior deberá recibir su petición dentro de los diez (10) días posteriores a la fecha de esta carta. Si solicitan una audiencia, se nombrará un oficial de audiencia conforme con la sección 120.81(1)(e) de los Estatuto de la Florida. De lo contrario, esta recomendación será definitiva.

Su hija puede recibir servicios educativos en el Programa de Transición ACS durante el proceso de expulsión debido. Si tienen alguna pregunta relacionada con el proceso o los servicios educativos disponibles en el Centro de Transición ACS, por favor, comuníquense con el Funcionario Académico Superior al teléfono 561-649-6888.

Atentamente,

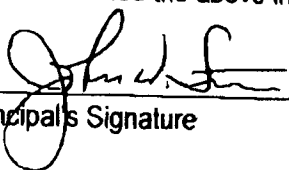
Dr. Arthur C. Johnson  
Superintendente

ACJ:AK:JRA:ITM:mjp

cc: Director(a) Escuela Jeaga Middle  
Superintendente del Área Norte  
Funcionario Académico Superior  
Director de Educación Alternativa

SUMMARY OF INCIDENT	
Student Name	[REDACTED]
Student ID #	[REDACTED]
School	Jeaga Midl School
Principal	John W. Stevens
Area Supt.	Marisol Ferrer
Grade	[REDACTED]
Sex	[REDACTED]
Date of birth & age	
Language	English (Parent - Spanish)
ESE/504	ESE: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> 504: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Date of Incident	9/20/05
Violation & Code	75 - Possession/Use of Drugs 93 - Sale/Distribution of Drugs
If weapons infraction or other assault, did student allege weapon was brought for protection?	n/A Yes <input type="checkbox"/> No <input type="checkbox"/> (Please check one box only)
If so, has School Board Policy 5.001 been followed?	n/A Yes <input type="checkbox"/> No <input type="checkbox"/> (Please check one box only)
Police report charge & number	Possession of marijuana on School Property 05 - 2698
Persons involved & witnesses to testify	[REDACTED] (Student), [REDACTED] (Student), [REDACTED] (Student) Officer Michael Leatherman and William Fearman (Safe Schools)
Student's Explanation of Incident (Use additional page if necessary)	Student's explanation to School Police is in Police Report. See attached for student's explanation to assistant principal
Additional Information (Use additional page if necessary)	

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

  
Principal's Signature

9-22-05  
Date

THE SCHOOL DISTRICT OF PALM BEACH COUNTY

DIRECTIONS: Write in the appropriate code number or letter in the corresponding boxes.

Student Discipline Referral

STUDENT NAME [REDACTED]	STUDENT NUMBER [REDACTED]	GRADE [REDACTED]	ESE / 504 <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DATE 9/20/05	TIME 1:00 PM
LOCATION BK - Bookstore BS - Bus Stop BU - School Bus/Transportation CA - Cafeteria CL - Clinic CS - Regular Classroom GR - School Grounds GY - Gymnasium HA - Hallway IS - Alternative to Suspension Room LA - Laboratory LI - Library/Media Center OF - Office OT - Off School Grounds PG - Playground/Track PK - Parking Lot RE - Restroom RT - Returning Home TO - Field Trip/Activity Off Campus TR - To School	REPORTED BY [Signature]	SCHOOL Seagrass Mdl School	INTERVENTIONS BY TEACHER BEFORE REFERRAL <input type="checkbox"/> Conference with student <input type="checkbox"/> Referral to CORE team <input type="checkbox"/> Telephone call to parent <input type="checkbox"/> Conference with counselor <input type="checkbox"/> Other	Letter to parent <input type="checkbox"/> De-escalation techniques <input type="checkbox"/> Mediation <input type="checkbox"/> Parent Conference <input type="checkbox"/> Problem solving techniques <input type="checkbox"/> Teacher Detention	
STAFF ID NUMBER 063	REPORTED BY (CODE) (Use number below for those persons without a staff ID.)	NATURE OF PROBLEM (Be Specific) Possession of marijuana with intent to sale. The marijuana was given to [REDACTED] and a teacher witnessed [REDACTED] to sale it to another student for \$5.00 3.5 grams 09/21/05 - Mr. Freeman and Mr. Leatherman conducted investigation)			

DISTRICT NUMBER 50	WHEN EVENT OCCURRED (circle one) 1 - DURING SCHOOL HOURS 2 - Outside school hours, school sponsored activity 3 - Outside school hours, non-school sponsored activity 4 - Unrelated event or unknown	WHERE EVENT OCCURRED (circle one) 1 - SCHOOL GROUNDS / ON CAMPUS 2 - School sponsored activity / off campus 3 - School sponsored transportation (includes bus stops)	INVOLEMENT TYPE (circle one) S - STUDENT N - Non-student B - Both student and non-student U - Unknown	RELATED ISSUES (circle all that apply) G - Gang related W - Weapon related A - Alcohol related H - Hate related D - Drug related
SCHOOL NO. 2761	ADMINISTRATOR(S) NAME [Signature]	ADMINISTRATION ID 063	EVENT NUMBER 10831644	DATE 9/20/05
WHAT KIND OF WEAPON USED (if appropriate) <input type="checkbox"/> K - Knife <input type="checkbox"/> H - Handgun <input type="checkbox"/> F - Firearm/Explosive device <input type="checkbox"/> R - Rifle/Shotgun <input type="checkbox"/> O - Other Weapon <input type="checkbox"/> U - Unknown	INCIDENT CODES (see code sheets) 75 93	SIGNATURE OF PARENT [REDACTED]		
DURATION How many days 10 Begin Date 9/21/05 Return Date 10/1/05	ACTIVITY CODE (see code sheets) 90 R4 FA 01	TRESPASSING NOTICE: I, the student, am aware that I may not be on school grounds and may not attend any school functions or school activities on or off school grounds of any Palm Beach County School District facility during the dates of my suspension.		
CASE NUMBER/AGENCY 05-2698	REPORT / TEAM INTERVENTION <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	DATE 9-20-05		

ADMINISTRATIVE USE ONLY BELOW THIS LINE

ORIGINAL - Administration COPY - Parent COPY - Originalor COPY - Guidance Counselor / ESE Contact

PBSD 0278 (REV. 7/26/2001)





THE SCHOOL DISTRICT OF PALM BEACH COUNTY

# Conference Record

STUDENT NUMBER  
[REDACTED]

This form may be used for regular education, 504, or ESE purposes. If more space is required for discussion, conclusion and/or recommendations continue on PBSO 1051A.

STUDENT NAME (last, first, middle initial) [REDACTED]		DATE OF BIRTH [REDACTED]	SEX [REDACTED]
SCHOOL Jeaga Middle School		GRADE [REDACTED]	CURRENT DATE 09 / 20 / 2005

### PURPOSE OF MEETING

- School Based Team/CST
- 504 Plan/Modifications
- Educational Planning
- Parent Conference
- Individual Education Plan, IEP (ESE)
- Other: Conference with student regarding incident which occurred 09/20/05
- Eligibility:    ESE    504
- Phone Conference

### PARTICIPANTS (signature and title)

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

### DISCUSSION

After the initial investigation by school police, I sat down with [REDACTED] and discussed the incident with her. She informed me that [REDACTED] gave her marijuana on the morning September 20, 2005. During lunch on the same day she wanted to get rid of it so she tried to sell it for \$5.00.

The student she tried to sell it to turned it in to Mr. Feaman. He then found [REDACTED] and turned her over to School Police.

### CONCLUSION/RECOMMENDATIONS

1. Mother came in to discuss the situation
2. 10-days out-of-school suspension
3. Possible alternative placement
4. Possible expulsion.

SIGNATURE OF RECORDING DESIGNEE \_\_\_\_\_ DATE \_\_\_\_\_

PANEL: \_\_\_\_\_

A24. STUDENT DISCIPLINE SUMMARY

YEAR: 05

Wednesday September 28, 2005 9:39 am

STDT: [REDACTED], [REDACTED]

SCHL: 2701 GR: 07 ST: A

SPEC: YTD-ISS: 000 OSS: 010

SY	EVENT	DATE	TIME	SCHL	LOC	CODE	X	C	TAKEN	DUR
05										

PF1=HELP 3=EXIT 5=REFRESH 7=BKWD 8=FWD 9=NXT PAGE 12=ESCAPE  
NO RECORDS FOUND...NEXT?

TERML: Z664

YEAR: 06

PANEL: \_\_\_\_\_ A24. STUDENT DISCIPLINE SUMMARY  
Wednesday September 28, 2005 9:37 am

STDT: [REDACTED] SCHL: 2701 GR: 07 ST: A  
SPEC: [REDACTED] YTD-ISS: 000 OSS: 010

SY	EVENT	DATE	TIME	SCHL	LOC	CODE	X	C	TAKEN	DUR
06										
06	10831644	09202005	1300	2701	CS	E 063 WILEY, MONIKA				
						I 93 SALE/INTENT DRU	*			
						I 75 POSS/USE DRUGS	*			
						A 90 O/S MAND 10 DAY	*		09202005	010
						A 25 REF CORE TEAM			09202005	
						A 09 PAR/GRD CONTCT			09202005	
						A 01 CONF W/STDT/WRN			09202005	
						A FA FUTURE ACTION	*	*	09202005	

PF1=HELP 3=EXIT 5=REFRESH 7=BKWD 8=FWD 9=NXT PAGE 12=ESCAPE  
NO ADDITIONAL PAGES...NEXT?

TERML: Z664

PANEL: \_\_\_\_\_

A03. DEMOGRAPHICS

YEAR: 06

Friday September 23, 2005 8:23 am

STDT: [REDACTED]

LAST	APP FIRST	MIDDLE	AKA	FORMER
[REDACTED]	[REDACTED]			

RES NBR	DR STREET	TYPE PD	APT/BLDG	CITY	ST ZIP+4
[REDACTED]	[REDACTED]	[REDACTED]		[REDACTED]	[REDACTED]

MLG NBR	DR STREET	TYPE PD	APT/BLDG	CITY	ST ZIP+4

S R	DOB	BIRTH CITY	ST	VER	PHONE	PUB MIL	SUMMER	ORIG	SAC	SCHL2
F H	[REDACTED]	[REDACTED]	[REDACTED]	1	[REDACTED]	Y		081998	399	

ENT	DATE	SCHL	GR	OD	CL	AT	W/D	DATE	PR	PF	SSN	EXTRNL	NBR	PC	PS	PD
E01	081005	2701	07		01	Y					[REDACTED]	[REDACTED]		US	FL	50

LNG	PLG	COB	SURVEY	STAT	CAT	LEP	RES	EN:DS	SCHL	C1:B-H-M-N	CH2	EHA	D/B	ST:C	M	EX
SP	SP	US	081398	E	D	LZ	3			NNNN	NN	N	N	N	NN	Z

PF1=HELP 3=EXIT 7=BKWD 8=FWD 12=ESCAPE

RECORD IS DISPLAYED...NEXT?

TERML: Z334

ADM	Agency ORI Number FLO 5 0 4 2 0 0	THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE	<input checked="" type="checkbox"/> Juvenile <input type="checkbox"/> 1 - Original <input type="checkbox"/> 1 - Offense	Case Number 05-2698
	Original Date Reported 09   20   05	Offense Possession of Marijuana less than 20 grams		

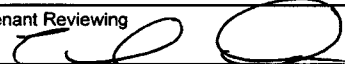
NARRATIVE CONTINUATION

On Thursday, October 6, 2005 at approximately 0830 hours, while employed as a Police Officer for the School District of Palm Beach County Police Department assigned to (3777 North Jog Road West Palm Beach, FL 33411) Jeaga Middle School, I was contacted by Iola Mosley, in reference to this case. Mrs. Mosley asked me to explain why I did not charge [redacted] student [redacted] (dob [redacted]) and [redacted] student [redacted] (dob [redacted]) with Possession of Marijuana with intent to Sell.

In reference to [redacted], I did have a witness statement from [redacted] (dob [redacted]) stating that he received suspected marijuana from [redacted] who advised him to give her \$5.00 dollars for the Marijuana on the following day. Immediately following the exchange of Marijuana, [redacted] gave the marijuana over to Safe School's Administrator William Feamen. Upon talking with [redacted] after she had been properly read her Constitutional Miranda Rights she admitted to telling [redacted] to give her five dollars on the following day, but that she said it in jest. No money had changed hands and no money was every going to given for the Marijuana. Since I had a sworn confession to the Possession of Marijuana and the fact that no money had changed hands I used officer discretion and charged [redacted] with Possession of Marijuana less than 20 grams.

In reference to student [redacted] (dob [redacted]), in my investigation it appeared that she was the person who first brought the suspected marijuana to Jeaga Middle School. This could only be determined through suspect accusations and the ongoing investigation. Upon talking with [redacted] after she had been properly read her Constitutional Miranda Rights she admitted to receiving a bag (approximately a half of a McDonald's size paper bag) of suspected marijuana to hold. She admitted to taking possession of the Marijuana willing, with full knowledge to what was inside it. The identity of the person who gave her the Marijuana changed several times throughout the investigation, to the point that it could not be determined that she herself did not bring the bag onto school property and was lying about receiving it from another person. Since [redacted] admitted to being in possession of marijuana and admitted to knowingly and willingly distribute the marijuana to other student without the exchange of money, I again used officer discretion and charged her with Possession of Marijuana less than 20 grams. It should be noted that only less than 20 grams of Marijuana could be located on the campus but from suspect statements the bulk of the marijuana was never located, do to [redacted] refusal to cooperate with the investigation.

Later that same day I received a phone call from her father advise me that she was still was changing the identity of the person you had possession of the marijuana. It should be noted that per Jeaga Assistant Principal Monika Wiley the school administration searched at least fifteen students for possession of Marijuana because of [redacted]s false allegations.

ADMINISTRATIVE	Officer Reporting Michael Leatherman	I.D. Number 831	Date 10/06/05	Lieutenant Reviewing 	I.D. Number 205	Date 10/06/05
	Captain Reviewing	I.D. Number	Date	Forward to		Date
Case Status Cleared	Clearance Type 1-Arrest 3-Unfounded   1 2-Exceptional	A-Adult J-Juvenile   J	Date Cleared 09/20/05	Recommended Youth Court <input type="checkbox"/> Yes <input type="checkbox"/> No	Number Arrested	
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	

PROBABLE CAUSE AFFIDAVIT

1. Arrest 3 Request for Warrant 1 Juvenile 
2. NTA 4 Request for Cauter

DBTS Number
Agency ORI Number FLO 5 0 4 2 0 0
Agency Name PALM BEACH COUNTY SCHOOL DISTRICT POLICE
Agency Report Number 9 9 - 0 5 - 2 6 9 8

Name (Last, First, Middle)
Race
Sex
Date of Birth

Charge Description
Possession of Marijuana Less 20 Grams 893.13(6b)

Victim's Name (Last, First, Middle)
State of Florida
Local Address (Street, Apt. Number)
Business Address (Name Street)

The undersigned certifies and swears that he/she has just and reasonable grounds to believe and does believe that the above named Defendant committed the following violation of law.
The Person taken into custody
[ ] as observed by William Feamen who told that he/she saw the arrested person commit the below acts
[ ] confessed to Ofc. Michael Leatherman admitting to the below facts
[ ] was found to have committed the below acts, resulting from my (describe) investigation
On the 20th day of September 20 05 at 1315 [ ] A.M. [x] P.M. (Specifically include facts constituting cause for arrest)

On Tuesday, September 20, 2005 at approximately 1330 hours, while employed as a Police Officer for the School District of Palm Beach County Police Department assigned to (3777 North Jog Road West Palm Beach, FL 33411) Jega Middle School, I was contacted by William Feamen, a Safe School Administrator for the Palm Beach County School District. Mr Feamen informed me that he witness a student identified as [redacted] hand an unknown substance wrapped in a white piece of paper to another student identified as [redacted]. Once [redacted] received the unknown substance he brought over to Mr Feamen and handed it to him Mr Feamen then handed me a white piece of notebook paper with suspect marijuana wrapped inside it. [redacted] was escorted to my office and read his constitutional Miranda rights warning. His mother was notified and afterwards he waved his rights and gave the following statement, "I was walking out of 3rd period and I had said hello to all of my friends, then after that I went to go use the bathroom and left the restroom and went to the courtyard. This girl [redacted] walked up to me and said you want some weed and I said what? I didn't hear so, she just handed me the weed and said I want 5 dollars for it tomorrow all right. After she handed it to me I had walked over to Mr. Feamen and Mr. Feamen opened the paper and saw it and he told me to come with him. We went to his office and then to the 7th Grade office".

At this time I located student [redacted] (dob [redacted]), who was brought to the school police office and read her constitutional Miranda rights in the presence of her mother [redacted]. Afterward she waved her rights and gave me the following statement: "In 3rd hour [redacted] gave me some of the weed that she was going to give [redacted]. She gave [redacted] weed in lunch, [redacted] accepted it and she said to [redacted] that she was going to give some more to him tomorrow. After lunch I went up to [redacted] and told her I had some and she said, lets give it to [redacted] when [redacted] said that he wanted it. So, we gave it to him. I don't know anyone else who has anything to do with it". [redacted] was arrested and charged with Possession of Marijuana less than 20 grams. She was unlawfully and knowingly in actual or constructive possession of less than 20 grams of a material, compound, mixture or preparation which contained cannabis, commonly known as marijuana, a controlled substance, contrary to Florida Statute 893.13(6)(b).

SWORN AND SUBSCRIBED BEFORE ME
Michael Leatherman #831
NAME OF OFFICER (PLEASE PRINT)
September 20, 2005
DATE
PAGE 1 OF 3



Agency ORI Number FLD 5 0 4 2 0 0	THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE <b>Probable Cause Narrative Continuation</b>	<input checked="" type="checkbox"/> Juvenile <input checked="" type="checkbox"/> 1 - Original <input type="checkbox"/> 1 - Offense <input type="checkbox"/> Adult <input type="checkbox"/> 2 - Suppl. <input checked="" type="checkbox"/> 2 - Arrest	Case Number 05-2698
Original Date Reported 09   20   05	Offense Possession of Marijuana Less 20 Grams		

Mr. Feamen and I then located [redacted], Mr. Feamen as a school district administrator with reasonable suspicion that an illegal substance was in the possession of [redacted] (aka [redacted]) asked [redacted] if he has any illegal drug in his possession. In my presence [redacted] stated 'yes, in my book bag'. Mr. Feamen then searched [redacted] book bag and located a black in color eye glass case. Inside the case was approximately 6.5 grams of suspected marijuana, two brown cigar rolling papers. [redacted] at this time was placed under arrest for possession of Marijuana less than 20 grams. Search incident to arrest discovered trace amounts of suspect marijuana in [redacted] front right pocket. The suspect Marijuana was field tested using a Narcotics Analysis Reagent Kit #8 that test positive for marijuana or its derivative.

[redacted] was escorted to the school police office and read his constitutional miranda right warning. His mother was contacted and responded to the school. Afterwards [redacted] gave the following sworn statement: " Today in lunch [redacted] said [redacted] come here. So I went then she said hold my glasses because I have no pockets, but give it to me in the courtyard. She wasn't there so I was looking for her in the court yard. She wasn't there so I went to class Mr. Feamen and Officer Leatherman came and got me. I never went to [redacted] before I just seen her with [redacted] and I say Hi. Then when Officer Leatherman me I was holding my pen and ID. Then I put it in my right pocket and put my pen and ID in there. All I know is that [redacted] gave [redacted] some on Friday and some other days before that. And then the day before today [redacted] said that she sells weed and she said 'yes' I don't care and then later that day she said 'no' she doesn't " [redacted] was unlawfully and knowingly in actual or constructive possession of less than 20 grams of a material, compound, mixture or preparation which contained cannabis, commonly known as marijuana, a controlled substance, contrary to Florida Statute 893.13(6)(b)

Mr. Feamen and I then located [redacted] (dob [redacted]). [redacted] was escorted to the School Police Office. Once inside the office Woods was read her constitutional Miranda Rights Warning. Her mother was contacted and afterwards she waved her rights and gave the following written statement; Today at the bus loop some boy came up to me at the bus loop and opened a bag full of bags of marijuana, and gave me a bag to give to a boy named [redacted]. So today at lunch I called [redacted] to the table and gave it to him." It should be noted that [redacted] went through several different versions of how she came into contact with a large brown paper bag full of marijuana, before and after she gave the written statement. At no time would [redacted] divulge you gave her the bag or who is possession of it at this time. By [redacted] on statement after Miranda she admitted in front of me and her parents that she was unlawfully and knowingly in actual or constructive possession of less than 20 grams of a material, compound, mixture or preparation which contained cannabis, commonly known as marijuana, a controlled substance, contrary to Florida Statute 893.13(6)(b) She was arrested and charged for possession of marijuana less than 20 grams.

All student were released to there parents after processing through the school police office located on Jega Middle School. The suspect marijuana was field test using a Narcotics Analysis Reagent Test Kit #8, with positive results. The suspect


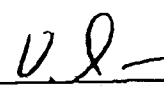
ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME		
		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER	
	NOTARY PUBLIC / CLERK OF COURT / POLICE OFFICER (F.S. 117.10)	Michael Leatherman #831	
	DATE 9/22/05	NAME OF OFFICER (PLEASE PRINT)	
		September 20, 2005	
			PAGE 2 OF 3

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marijuana was then placed into a sealed evidence bag and turned over to School police Officer Wayne Inman for transport to the School Police Department Evidence Room.

Case Closed by Arrest

NARRATIVE CONTINUATION

ADMINISTRATIVE	SWORN AND SUBSCRIBED BEFORE ME		SIGNATURE OF ARRESTING / INVESTIGATING OFFICER
		Michael Leatherman	NAME OF OFFICER (PLEASE PRINT)
	9/22/05	September 20, 2005	DATE
DATE			PAGE 3 OF 3