

BEFORE THE SCHOOL BOARD OF PALM BEACH COUNTY, FLORIDA

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

Petitioner,

vs.

Case No. [REDACTED]

[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 Northmore Elementary School that the Respondent was being recommended for expulsion on September 13, 2005. 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 September 19, 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 September 19, 2005, to wit:

Respondent committed battery on a School Board Employee while on the campus of Northmore Elementary School on September 8, 2005.

ORDERED AND ADJUDGED by the School Board in regular session that the recommendation of the Superintendent be accepted and confirmed. [REDACTED] is hereby expelled from the School District for one calendar year from September 22, 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 _____ 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

NORTHMORE ELEMENTARY SCHOOL
Magnet School for Life Sciences, Mathematics, and Technology

Jo Anne Rogers, Principal
Nancy Robinson, Ass't Principal
Michael Washill, SAC Director

Connie Smith, K-2 Literacy Coach
Darlene Starling, 3-5 Literacy Coach
Susie Vondeck, Mathematics/Science Coach

Regular and Certified Mail

Return Receipt Requested

Date 09/13/05

Student Number

Custodial Parent/Guardian of:

Dear Custodial Parent/Guardian:

On 09/08/2005 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.

Student had left campus and was successfully convinced to return by Mrs. Robinson, Assistant Principal, who also encouraged the student in a calm manner to follow directions and to also listen to his parents. Unexpected and in a rage, student suddenly forced Mrs. Robinson against a wall, with balled up fists, and by using his body, held her in place on the wall screaming and making further physical threats.

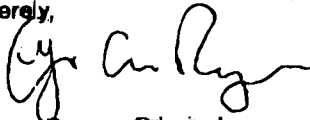
The student was removed off of Mrs. Robinson by the Principal, Jo Anne Rogers, while Mrs. Robinson took the opportunity to leave the area.

Police Case Report Number: 05-2512

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.

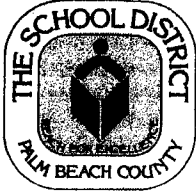
As of 09/22/2005, your son/daughter/ward is assigned to the Department of Alternative Education.

Sincerely,



Jo Anne Rogers, Principal
Northmore Elementary School
4111 North Terrace Drive
West Palm Beach, FL 33407

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



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

September 19, 2005

CERTIFIED AND REGULAR MAIL
RETURN RECEIPT REQUESTED



7003 2260 0001 9364 5392

NOTICE OF RECOMMENDATION FOR EXPULSION



Dear [REDACTED]:

Based upon the recommendation of Jo Anne Rogers, Principal of Northmore Elementary 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:

Battery on a School Board Employee while on the campus of Northmore Elementary School on September 8, 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 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,

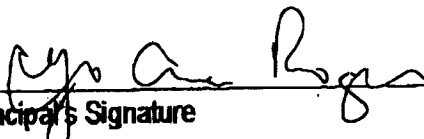
Arthur C. Johnson, Ph.D.
Superintendent

ACJ:AK:JRA:ITM:mjp

cc: Principal, Northmore Elementary School
North Area Superintendent
Chief Academic Officer
Director of Alternative Education

SUMMARY OF INCIDENT	
Student Name	[REDACTED]
Student ID #	[REDACTED]
School	Northmore Elementary School
Principal	Jo Anne Rogers
Area Supt.	Marisol Ferrer
Grade	[REDACTED]
Sex	[REDACTED]
Date of birth & age	[REDACTED]
Language	English
ESE/504	ESE: Yes <input type="checkbox"/> No <input type="checkbox"/> 504: Yes <input type="checkbox"/> No <input type="checkbox"/>
Date of Incident	September 8, 2005
Violation & Code	Battery - School District Employee; Code 96
If weapons infraction or other assault, did student allege weapon was brought for protection?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> (Please check one box only)
If so, has School Board Policy 5.001 been followed?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> (Please check one box only)
Police report charge & number	Battery - School District Employee - Case # 05-2512)
Persons involved & witnesses to testify	Nancy Robinson, Assistant Principal JO Anne Rogers, Belinda Colebrook, Jeff Van Syckle
Student's Explanation of Incident (Use additional page if necessary)	Was too angry to talk. Only stated, "He doesn't need to listen to anyone and that his mother didn't control him."
Additional Information (Use additional page if necessary)	

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


Principal's Signature

9-12-05
Date

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 09/08/2005	TIME 8:20
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 OG - Off School Grounds OT - Other PG - Playground/Track PK - Parking Lot RE - Restroom RT - Returning Home TO - Field Trip/Activity Off Campus TR - To School	REPORTED BY Nancy Robinson	SCHOOL Northmore Elementary	INTERVENTIONS BY TEACHER BEFORE REFERRAL <input type="checkbox"/> Letter to parent <input type="checkbox"/> De-escalation techniques <input type="checkbox"/> Mediation <input type="checkbox"/> Conference with student <input type="checkbox"/> Referral to CORE team <input type="checkbox"/> Parent Conference <input type="checkbox"/> Problem solving techniques <input type="checkbox"/> Teacher detention <input type="checkbox"/> Telephone call to parent <input type="checkbox"/> Conference with counselor <input type="checkbox"/> Other		
STAFF ID NUMBER 901	NATURE OF PROBLEM (Be Specific) As a result of student being redirected to return to campus, student approached me from behind with physical aggression and making threats. Student made physical contact to my personal self to the point Mrs. Rogers needed to separate him from me.				

ADMINISTRATIVE USE ONLY - BELOW THIS LINE

DISTRICT NUMBER DISTRICT 50 If not District 50, provide District number	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)	INVOLVEMENT 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. HOME SCHOOL If not Home School, provide School Number.	ADMINISTRATOR'S NAME <i>Nancy Rogers</i>			
WHAT KIND OF WEAPON USED (if appropriate) K - Knife H - Handgun F - Firearm/Explosive device R - Rifle/Shotgun O - Other Weapon U - Unknown	COMMENTS - 10 day w/ FA.			
DURATION How many days 10 Begin Date 09/08/2005 Return Date 01/09/2006	SIGNATURE OF PARENT [REDACTED]			
CASE NUMBER/AGENCY	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.			



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
Student Expulsion Recommendation

STUDENT NAME (Last, first, middle initial)	STUDENT NUMBER	GRADE	SEX	DATE OF BIRTH	DATE OF INCIDENT
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	09/08/2005
SCHOOL	PRINCIPAL	AREA SUPERINTENDENT			
Northmore Elementary School	Jo Anne Rogers	Marisol Ferrer			
VIOLATION	CODE	POLICE REPORT CHARGE (if known)			CASE NUMBER
Battery on School District Employee	96	Battery - School District Employee			05-2512

* Violation and code information can be obtained from the Student Discipline Referral (PBSD 0279)

Student language is English Parent language is English

Student is enrolled in: Exceptional Student Education (ESE) 504

Persons involved and witnesses to testify:

Jo Anne Rogers, Principal

Nancy Robinson, Assistant Principal

Belinda Colbrook - Treasurer

Jeff Van Syckle - Guidance Counselor

Additional information:

You **MUST** summarize the facts/circumstances surrounding the recommendation, or the recommendation may not be properly processed. Use additional page(s) if necessary.

Student had left campus and was successfully convinced to return by Mrs. Robinson, Assistant Principal, who also encouraged the student in a calm manner to follow directions and to also listen to his parents. Unexpected and in a rage, student suddenly forced Mrs. Robinson against a wall, with balled up fists, and by using his body, held her in place on the wall screaming and making further physical threats.


I removed the student off of Mrs. Robinson while Mrs. Robinson took the opportunity to leave the area.

RECEIVED

SEP 13 2005

BY LEGAL SERVICES

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


 SIGNATURE OF PRINCIPAL 9-12-05
 DATE

PBSD 0265 (New 3/17/2004)

ORIGINAL - Superintendent
 COPY - Alternative Education

COPY - Area Superintendent
 COPY - Legal Department
 COPY - Principal

Page ___ of ___



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
SCHOOL POLICE DEPARTMENT

Sworn/Affirmed Statement

Case No.	05-2512
Date	9/8/05
Time	0900

WITNESS VICTIM SUSPECT OTHER

NAME OF PERSON MAKING STATEMENT (Full name) <u>Nancy Robinson</u>	BIRTH DATE <u>08/09</u>	HOME TELEPHONE NUMBER <u>(561) 862-3875</u>	WORK TELEPHONE NUMBER <u>561 888-4759</u>
ADDRESS (street address, city, state, zip code) <u>5316 Muirfield Dr. Atlantis FL</u>			

I voluntarily furnish this sworn/affirmed statement to: Officer Frank V. Fanelli ID 865

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.

Nancy Robinson 9/8/05
SIGNATURE OF VICTIM (PARENT OF JUVENILE) DATE

STATEMENT

As a result of student being redirected to return to campus, student approached me from behind with physical aggression and threats. Student made physical contact to my personal self to the point that Ms Rogers need to separate him from me.

Nancy Robinson 9/8/05
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 _____, 2005

NOTARY PUBLIC, STATE OF FLORIDA

LAW ENFORCEMENT OFFICER ID NO. _____

PANEL: _____

A03. DEMOGRAPHICS

YEAR: 06

Wednesday September 14, 2005 4:51 pm

STDT: 24583643

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

RES NBR	DR STREET	TYPE PD	APT/BLDG	CITY	ST	ZIP+4
[REDACTED]	[REDACTED]	[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
M B	[REDACTED]	[REDACTED]	[REDACTED]	1	[REDACTED]	N		081402	115A	

ENT	DATE	SCHL	GR	OD	CL	AT	W/D	DATE	PR	PF	SSN	EXTRNL	NBR	PC	PS	PD
E01	081005	0271	[REDACTED]	M	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	
EN	EN	US	081402			ZZ	3				N	N	N	N	N	N	N	N	Z

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

TERML: Z634

PANEL: _____

A24. STUDENT DISCIPLINE SUMMARY

YEAR: 06

Wednesday September 14, 2005 4:52 pm

STDT: [REDACTED], [REDACTED], [REDACTED]

SCHL: 0271 GR: [REDACTED] ST: A

SPEC:

YTD-ISS: 000 OSS: 013

SY	EVENT	DATE	TIME	SCHL	LOC	CODE	X	C	TAKEN	DUR
06	10827512	08292005	1030	0271	CS	E 500 AZIZ, FIROZ I 29 PHY AGGRESSION A 09 PAR/GRD CONTCT			08292005	
06	10826249	09082005	0830	0271	OF	E 901 ROBINSON, NANCY I 96 BATTERY SB EMPL A 86 O/S 6-10 DAYS A FA FUTURE ACTION	*	*	09082005	010
06	10824526	09012005	0900	0271	CS	E 500 AZIZ, FIROZ I 03 OUT/ASSGN AREA A 83 O/S 3-5 DAYS		*	09082005	003

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

TERML: Z634

PANEL: _____

A24. STUDENT DISCIPLINE SUMMARY

YEAR: 05

Thursday September 15, 2005 12:18 pm

STDT: [REDACTED], [REDACTED]

SCHL: 0271 GR: [REDACTED] ST: A

SPEC:

YTD-ISS: 000 OSS: 013

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

05	10803767	01282005	0945	0211	HA	E 401				
						I 15				
						I 10				
						A 22			01282005	
						A 09			01282005	
						A 01			01282005	

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

TERML: Z35F

Agency ORI Number FL0 504200		THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE				<input checked="" type="checkbox"/> Juvenile <input checked="" type="checkbox"/> 1- Original <input type="checkbox"/> Adult <input type="checkbox"/> 2- Supplement		Case Number 05-2512			
Reported Day THURSDAY		Date 9/8/05	Time (mil) 0900	Time Dispatched (mil) 0900	Time Arrived (mil) 0900	Time Completed (mil) 1000					
Incident Day FROM THURSDAY		Date 9/8/05	Time (mil) 0830	Incident Day TO THURSDAY	Date 9/8/05	Time (mil) 0845					
EVENT DATA	CODES	Offense	Type	Description and Florida State Statute					AC	NCIC/UCR Code	
	Type:	#1	1	BATTERY ON SCHOOL BOARD EMPLOYEE 784.081					C	130B	
	1-Felony	#2									
	3-Misdemeanor	#3									
	9-Other	#4									
Incident Location (Street, Apt. Number)		City			State	Zip Code	Geographic Indicator				
4111 N. Terrace Dr. West Palm Beach, Fl. 33407		West Palm Beach			FL	33407	0271				
Business Name/Area Identifier Northmore Elementary School					Forced Entry 0-N/A 2-No 1-Yes	0	Occupancy 0-N/A 2-Unoccupied 1-Occupied 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't/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	# Victims	# Offenders	# Prem. Ent.	# Veh. Stolen	Type Weapon	02- Rifle	05- Knife/Cutting Instrument	07- Hands/Fist/Feet	10- Fire/Incendary	13- Drugs	
1	1	1	0	0	00- N/A 01- Handgun	03- Shotgun 04- Firearm	06- Blunt Object	09- Explosives	11- Threat/Intimidation 12- Simulated Weapon	88- Unknown 99- Other	00
V/W Code		V/W Type		Race	Sex	Residential Type		Residential Status	Extent of Injury		Injury Type
V- Victim		0- N/A		N- N/A	N- N/A	0- N/A		0- N/A	0- None		00- N/A
W- Witness		1- Juvenile		W- White	M- Male	1- City		1- Full Year	1- Minor		01- Gunshot
C- Reporting Person		5- Government		B- Black	F- Female	2- County		2- Part Year	2- Serious		02- Stabbed
P- Proprietor		6- Church		I- American Indian	U- Unknown	3- Florida		3- Non-Resident	3- Fatal		03- Laceration
Z- Other		4- Business		O- Oriental/Asian		4- Out-of-State					04- Unconscious
U- Unknown											05- Poss. Broken Bones
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)		V/W Code	#	V/W Type	Name (Last, First, Middle or Business)					Residence Phone	
① 2 3 4		V	1	3	Robinson, Nancy					(---) --- - ---	
Address (Street/Apt. Number)		City			State	Zip	Business Phone				
4111 N. Terrace Dr. West Palm Beach, Fl. 33407		West Palm Beach			FL	33407	(561) 881 - 4759				
Other Contact Info. (Time Available, Interpreter, etc.)					Synopsis of Involvement						
Northmore Elementary School					Assistant Principal / Victim						
Race	Sex	Date of Birth		Res. Type	Res. Status	Extent of Injury	Injury Type(s)	Relationship	Ethnicity		
W	M	45 yoa		1	1	0	00	00	--		
Offense Indicator (circle)		Suspect Code #	Juvenile	Name (last, First, Middle)							
① 2 3 4		S	1	Yes	[REDACTED]						
Maiden Name			Nickname/Street Name			Place of Birth		Residence Phone			
n/a			NONE			[REDACTED]		([REDACTED]) [REDACTED]			
Last Known Address (Street, Apt. Number)							Business Phone				
[REDACTED]							(---) --- - ---				
Occupation		Employer/School			Address			Social Security No.			
Student		Northmore Elementary School			4111 N. Terrace Dr. West Palm Beach, Fl. 33407			[REDACTED]			
Driver's License State/Number		Immigration and Naturalization Number			Other I.D. Number			FCIC/NCIC			
NONE		NONE			NONE			--			
Clothing (described)					Scars/Marks/Tatoos (Location/Describe)						
--					none visible						
Race	Sex	Date of Birth		Height	Weight	Eye Color	Hair Color	Hair Length	Hair Style		
[REDACTED]	[REDACTED]	[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
Complexion	Build	Facial Hair		Teeth	Speech/Voice			Special Identifiers			
[REDACTED]	[REDACTED]	[REDACTED]		[REDACTED]	none			none			
Officer Reporting				I.D. Number	Date	Related Case No./Agency					
Frank V. Fanelli				865	9/8/05						
Lieutenant Reviewing		I.D. Number	Date	Captain Reviewing		I.D. Number	Date	Forward to		Date	
[Signature]		215	09/15/05	[Signature]		109	09/16/05				
Case Status		Clearance Type		A-Adult	Date Cleared	Recommended Youth Court		Number Arrested			
Cleared		1-Arrest 2-Exceptional		2	9/8/05	J-Juvenile J		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		0	
Exception Type					OBTS/Arrest Number		Page				
1-Extradition Declined					5		1 of 3				
2-Arrest on Primary Offense Without Prosecution		3-Death of Offender		5-Prosecution Declined		6-Juvenile/No Custody					

Agency ORI Number FL0 5 0 4 2 0 0	THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE Victim/Witness Report	<input checked="" type="checkbox"/> Juvenile <input type="checkbox"/> Adult	<input checked="" type="checkbox"/> 1 - Original <input type="checkbox"/> 2 - Supplement	Case Number 05-2512
Original Date Reported 9/8/05		Offense BATTERY ON SCHOOL BOARD EMPLOYEE 784.081		

V/W Code	V/W Type	5- Government	Race	Sex	Residential Type	Residential Status	Extent of Injury	Injury Type	
V- Victim	0- N/A	6- Church	N- N/A	N- N/A	0- N/A	0- None	00- N/A	05- Poss. Broken Bones	
W- Witness	1- Juvenile	9- Other	W- White	M- Male	1- City	1- Full Year	01- Gunshot	06- Poss. Internal Injury	
C- Reporting Person	2- L.E. Officer		B- Black	F- Female	2- County	2- Part Year	02- Slabbed	07- Loss of Teeth	
P- Proprietor	3- Adult		I- American Indian	U- Unknown	3- Florida	3- Non-Resident	03- Laceration	08- Burns	
Z- Other	4- Business		O- Oriental/Asian		4- Out-of-State		04- Unconscious	09- Abrasions/Bruiases	
			U- Unknown					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 (circled) 2 3 4	V/W Code # W 1	V/W Type 3	Name (Last, First, Middle or Business) Rogers, Jo Anne				Residence Phone (---) --- - --	
	Address (Street/Apt. Number) 4111 N. Terrace Dr. West Palm Beach, Fl. 33407						City	State	Zip
	Other Contact Info. (Time Available, Interpreter, etc.) Northmore Elementary School				Synopsis of Involvement Principal / witness to battery				
	Race B	Sex F	Date of Birth 45 yoa	Res. Type 1	Res. Status 1	Extent of Injury 0	Injury Type(s) 00	Relationship 00	Ethnicity --
VICTIM / WITNESS	Offense Indicator (circled) 2 3 4	V/W Code #	V/W Type	Name (Last, First, Middle or Business)				Residence Phone	
	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
VICTIM / WITNESS	Offense Indicator (circled) 2 3 4	V/W Code #	V/W Type	Name (Last, First, Middle or Business)				Residence Phone	
	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
VICTIM / WITNESS	Offense Indicator (circled) 2 3 4	V/W Code #	V/W Type	Name (Last, First, Middle or Business)				Residence Phone	
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	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 (circled) 2 3 4	V/W Code #	V/W Type	Name (Last, First, Middle or Business)				Residence Phone	
	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

Officer Reporting Frank V. Fanelli	I.D. Number 865	Date 9/8/05	Lieutenant Reviewing <i>[Signature]</i>	I.D. Number 25	Date 09/15/05	
Captain Reviewing	I.D. Number	Date	Forward to		Date	
Case Status Cleared	Clearance Type 1-Arrest 3-Unfounded 2-Exceptional		A-Adult J-Juvenile	Date Cleared 9/8/05	Recommended Youth Court <input type="checkbox"/> Yes <input checked="" 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 5
					Page 2 of 3	

ADM	Agency ORI Number FLD 5 0 4 2 0 0	THE SCHOOL DISTRICT OF PALM BEACH COUNTY SCHOOL POLICE	<input checked="" type="checkbox"/> Adult	<input checked="" type="checkbox"/> 1 - Original	<input checked="" type="checkbox"/> 1 - Offense	Case Number 05-2512
	Original Date Reported 09 08 2005	Offense Narrative Continuation		<input type="checkbox"/> 2 - Suppl.	<input type="checkbox"/> 2 - Arrest	
	Offense Battery on School Board Employee					

On 09/08/05 at 0900 hours, I received a call from Principal Jo Anne Rogers of Northmore Elementary School in reference to a battery case.

Upon my arrival I met with Assistant Principal Nancy Robinson who told me that a student had pushed her in the cafeteria of the school. Robinson stated that student [REDACTED] was angry after she corrected his behavior and redirected him to another part of the cafe'. [REDACTED] then came up behind Robinson and struck her in the back with his shoulder. When Robinson turned around, [REDACTED] began pushing and shoving her with his shoulder yelling profanities at her. Robinson was not injured nor did she seek medical attention.

I spoke with Principal Jo Anne Rogers who witnessed the incident. Rogers stated that Robinson correctly redirected [REDACTED] for a minor rules violation and turned her back after he initially complied. She then saw [REDACTED] pushing Robinson and verbally threatening her as he continued to shove at her with his shoulder. [REDACTED] was removed from the cafe' and escorted to the front office. He was later turned over to his parents by the school's principal. I was unable to speak with the student due to his departure before my arrival at the school.

I again spoke with Robinson about the incident. She told me that she would not like to pursue charges against [REDACTED] for the battery charge. She feels that the school's sanction would suffice in this matter.

Victim's rights packet issued and the packet's receipt was signed. Robinson also completed a witness statement and signed a victim waiver form.

This case is exceptionally cleared, victim refused to prosecute.

ADMINISTRATIVE	Officer Reporting Frank V. Faneli	I.D. Number 865	Date 9/8/05	Lieutenant Reviewing <i>LTN</i>	I.D. Number 215	Date 09/15/05
	Captain Reviewing	I.D. Number	Date	Forward to		Date
	Case Status Cleared	Clearance Type 1-Arrest 2-Exceptional	3-Unfounded 2	A-Adult J-Juvenile J	Date Cleared 9/8/05	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	5	OBTS/Arrest Number --	Page of 3 3



THE SCHOOL DISTRICT OF PALM BEACH COUNTY
SCHOOL POLICE DEPARTMENT

Sworn/Affirmed Statement

Case No.	05-2512
Date	9/8/05
Time	0900

WITNESS VICTIM SUSPECT OTHER

NAME OF PERSON MAKING STATEMENT (full name) <u>Nancy Robinson</u>	BIRTH DATE <u>08/09/</u>	HOME TELEPHONE NUMBER <u>(561) 965-3375</u>	WORK TELEPHONE NUMBER <u>561 881-4759</u>
ADDRESS (street address, city, state, zip code) <u>536 Muirfield Dr. Atlantis FL</u>			

I voluntarily furnish this sworn/affirmed statement to: Officer Frank V. Fanelli ID 865

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.

Nancy Robinson 9/8/05
SIGNATURE OF VICTIM (PARENT OF JUVENILE) DATE

STATEMENT

As a result of student being redirected to return to campus, student approached me from behind with physical aggression and threats. Student made physical contact to my personal self to the point that Ms Rogers need to separate him from me.

Nancy Robinson 9/8/05
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 9th day of September, 2005.

NOTARY PUBLIC, STATE OF FLORIDA

LAW ENFORCEMENT OFFICER

ID NO.

PANEL: _____

A03. DEMOGRAPHICS

YEAR: 06

Tuesday September 13, 2005 11:57 am

STDT: 24583643

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

RES NBR	DR STREET	TYPE PD	APT/BLDG	CITY	ST	ZIP+4
[REDACTED]	[REDACTED]	[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
M B	[REDACTED]	[REDACTED]	[REDACTED]	1	[REDACTED]	N		081402	115A	

ENT	DATE	SCHL	GR	OD	CL	AT	W/D	DATE	PR	PF	SSN	EXTRNL	NBR	PC	PS	PD
E01	081005	0271	[REDACTED]	M	01	Y					[REDACTED]	[REDACTED]				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
EN	EN	US	081402			ZZ	3			NNNN	NN	NN	NN	NN	NN	ZZ

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

TERML: DR16

05-2572



THE SCHOOL DISTRICT
OF PALM BEACH COUNTY, FLORIDA
SCHOOL POLICE DEPARTMENT
3330 FOREST HILL BOULEVARD, B-121
WEST PALM BEACH, FL 33406-5869
(561) 434-8300 FAX (561) 434-8186

JAMES P. KELLY, J.D.
CHIEF OF POLICE

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

PBCSD CASE NO. 05-2512

VICTIM WAIVER

DATE: 9/8/05 TIME: 0900

I, Nancy Robinson being a reported victim of a crime under Florida State Statutes, do hereby instruct the School District Police that I choose not to prosecute in this case. I understand this releases the School District Police of any responsibility as to my case.

I am taking this position of my own free will knowing that the case can only be further investigated and prosecuted with my cooperation.

Nancy Robinson
Signature

Witnessed by [Signature]



The School District of Palm Beach County
School Police Department

Victim Rights Packet Receipt

(561) 434-8300

Date / Time 9/8/05 0900	Case No. 05-2512
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As the victim of a crime, you have certain rights. These rights and the resources available to you are outlined in the School Police Department Victims Rights Packet.

I, Nancy Robinson, received a copy of the
Victims Rights Packet from Officer F. Fanelli, I.D. #
865 and I understand my rights.

Nancy Robinson

Signature of Victim

9/8/05
Date