



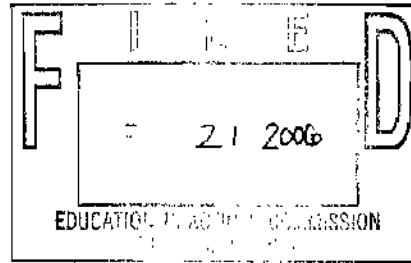
## Before the Education Practices Commission of the State of Florida

JOHN L. WINN as the  
Commissioner of Education,

Petitioner,

vs.

PAUL WILDER,  
Respondent.



CASE N<sup>o</sup>: 05-0324-RT  
EPC Index N<sup>o</sup> 06-079 - FOI

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### Final Order

Respondent, Paul Wilder, holds Florida educator's certificate no. 787949. Petitioner has filed an Administrative Complaint seeking suspension, revocation, permanent revocation or other disciplinary action against the certificate. A copy of the Administrative Complaint is attached to and made a part of this Order.

This cause came before a teacher panel of the Education Practices Commission on January 20, 2006, in Tampa, Florida. Petitioner was not present.

Respondent has chosen not to dispute the allegations of the Administrative Complaint and has requested an informal hearing to present evidence and testimony in mitigation.

Paragraphs 1 through 4 of the Administrative Complaint were adopted by the Education Practices Commission as its findings of fact. Counts 1 through 5 of the Administrative Complaint were adopted by the Education Practices Commission as its conclusions of law

Upon consideration, it is ORDERED that Respondent's educator certificate is revoked for a period of one (1) year from the date of this Final Order. Further, an administrative fine is levied on Respondent in the amount of \$1,000.00, to be paid prior to re-certification.

DONE AND ORDERED, this 16 day of February, 2006.

  
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LUCILE CASEY, Presiding Officer

COPIES FURNISHED TO:

Bureau of Educator Standards

Bureau of Teacher Certification

*Florida Administrative Law Reports*

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Brevard County Schools  
2700 Judge Fran Jamieson Way  
Viera, FL 32940-6699

Assistant Superintendent  
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Brevard County Schools  
2700 Judge Fran Jamieson Way  
Viera, FL 32940-6699

Robert T. Anderson, Attorney at Law

Daniel Biggins  
Assistant Attorney General

Ronald G. Stowers, Attorney at Law

**NOTICE OF RIGHT TO JUDICIAL REVIEW**

A PARTY WHO IS ADVERSELY AFFECTED BY THIS FINAL ORDER IS ENTITLED TO JUDICIAL REVIEW PURSUANT TO SECTION 120.68, FLORIDA STATUTES. REVIEW PROCEEDINGS ARE GOVERNED BY THE FLORIDA RULES OF APPELLATE PROCEDURE. SUCH PROCEEDINGS ARE COMMENCED BY FILING ONE COPY OF A NOTICE OF APPEAL WITH THE EDUCATION PRACTICES COMMISSION AND A SECOND COPY, ACCOMPANIED BY FILING FEES PRESCRIBED BY LAW, WITH THE DISTRICT COURT OF APPEAL, FIRST DISTRICT, OR WITH THE DISTRICT COURT OF APPEAL IN THE APPELLATE DISTRICT WHERE THE PARTY RESIDES. THE NOTICE OF APPEAL MUST BE FILED WITHIN THIRTY (30) DAYS OF RENDITION OF THIS ORDER.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing Order in the matter of John L. Winn v. Wilder was mailed to Paul Wilder [REDACTED] Melbourne, Florida 32940-7734 and Robert T. Anderson, Post Office Drawer 6310-G, Titusville, Florida 32782-6515 this 21 day of February, 2006 by Certified U.S. Mail.



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Don D. Shields  
Education Practices Commission

**STATE OF FLORIDA  
EDUCATION PRACTICES COMMISSION**

**JOHN L. WINN, as  
Commissioner of Education,**

**Petitioner,**

**vs.**

**CASE NO. 012-0412-M**

**PAUL WILDER,**

**Respondent.**

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**ADMINISTRATIVE COMPLAINT**

Petitioner, John L. Winn, as Commissioner of Education, files this Administrative Complaint against PAUL WILDER. The Petitioner seeks the appropriate disciplinary sanction of the Respondent's educator's certificate pursuant to Sections 1012.795 and 1012.796, Florida Statutes, and pursuant to Rule 6B-1.006, Florida Administrative Code, Principles of Professional Conduct for the Education Profession in Florida, said sanctions specifically set forth in Sections 1012.795(1) and 1012.796(7), Florida Statutes.

The Petitioner alleges:

**JURISDICTION**

1. The Respondent holds Florida Educator's Certificate 787949, covering the area of Elementary Education, which is valid through June 30, 2005.
2. At all times pertinent hereto, the Respondent was employed as a Teacher at Pinewood Elementary School in the Brevard County School District.

**MATERIAL ALLEGATIONS**

3. On or about August 15, 2001, Respondent was in unlawful possession of two school computers. The computers were removed from Respondent's school during December 2000 or January 2001 and reported as stolen to law enforcement authorities. Respondent was arrested and charged with Grand Theft and Dealing in Stolen Property. During April 2003, Respondent entered into a 12-month, pre-trial intervention program on the charge of Grand Theft only. Among other conditions agreed to as part of the program, Respondent paid \$381.15 in restitution and resigned from his position with the school

board. On or about March 28, 2003, Respondent resigned from his position with the school board in lieu of termination.

4. On or about December 1, 2001, Respondent removed goods from a grocery store valued at \$3.99. Respondent was arrested and charged with Retail Theft. On or about January 4, 2002, the court adjudicated Respondent guilty of the charge. The court placed Respondent on probation for 6 months and, among other sanctions, the court required Respondent to pay \$291.00 in costs and fees.

### **STATUTE VIOLATIONS**

**COUNT 1:** The Respondent is in violation of Section 1012.795(1)(c), Florida Statutes, in that Respondent has been guilty of gross immorality or an act involving moral turpitude.

**COUNT 2:** The Respondent is in violation of Section 1012.795(1)(c), Florida Statutes, in that Respondent has been convicted of a misdemeanor, felony, or other criminal charge, other than a minor traffic violation.

**COUNT 3:** The Respondent is in violation of Section 1012.795(1)(i), Florida Statutes, in that Respondent has violated the Principles of Professional Conduct for the Education Profession prescribed by State Board of Education rules.

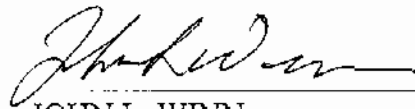
**COUNT 4:** The Respondent is in violation of Section 1012.795(2), Florida Statutes, which provides that the plea of guilty in any court or the decision of guilty by any court is prima facie proof of grounds for the revocation of the certificate.

### **RULE VIOLATIONS**

**COUNT 5:** The allegations of misconduct set forth herein are in violation of Rule 6B-1.006(4)(c), Florida Administrative Code, in that Respondent has used institutional privileges for personal gain or advantage.

**WHEREFORE**, the Petitioner recommends that the Education Practices Commission impose an appropriate penalty pursuant to the authority provided in Sections 1012.795(1) and 1012.796(7), Florida Statutes, which penalty may include a reprimand, probation, restriction of the authorized scope of practice, administrative fine, suspension of the teaching certificate not to exceed three years, permanent revocation of the teaching certificate, or combination thereof, for the reasons set forth herein, and in accordance with the Explanation and Election of Rights forms which are attached hereto and made a part hereof by reference.

**EXECUTED** on this 17<sup>th</sup> day of February, 2005.



JOHN L. WINN, as  
Commissioner of Education  
State of Florida