



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

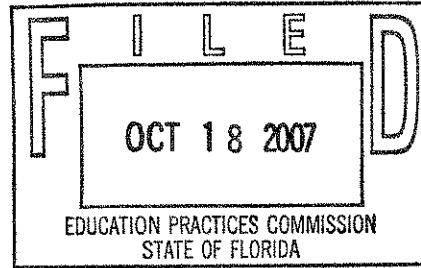
JOHN L. WINN as the  
Commissioner of Education,

Petitioner,

vs.

ERIN REINHART,

Respondent.



CASE N<sup>o</sup>: 07-0265-RT  
EPC Index N<sup>o</sup> 07-437 - FOI

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### Final Order

Respondent, Erin Reinhart, holds Florida educator's certificate no. 952845. 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.

Service of the Administrative Complaint was made upon Respondent by Certified U.S. Mail. Respondent has failed to respond to the Administrative Complaint and has not requested a hearing or any other proceeding.

This cause came before a teacher panel of the Education Practices Commission on September 20, 2007, in Tampa, Florida. Respondent was not present at the meeting.

The Commission finds that Respondent was properly served with the Administrative Complaint, has failed to respond timely, and has waived any right to be heard.

Since Respondent has not replied to the Administrative Complaint and has not contested the factual allegations, Petitioner offered the investigative file into evidence to prove the facts as alleged in the Administrative Complaint. The Commission finds these materials clearly and convincingly support the allegation and establish a prima facie case.

### **FINDINGS OF FACT**

The allegations of fact in paragraphs 1 through 3 of the Administrative Complaint are adopted as findings of fact by the panel.

### **CONCLUSIONS OF LAW**

1. The conclusions of law alleged in counts 1 through 2 of the Administrative Complaint are adopted as conclusions of law by the panel.
2. There is competent, substantial evidence to support the panel's conclusions.
3. The violations committed by Respondent warrant disciplinary action by the Education Practices Commission.

### **PENALTY**

Upon consideration, it is ORDERED:

1. Respondent's certificate shall be suspended for a period of one (1) year from the date of this Final Order.
2. Upon employment in any public or private position requiring a Florida educator's certificate, Respondent shall be placed on 2 employment years of probation with the conditions that during that period, (s)he shall:
  - A. Immediately notify the investigative office in the Department of Education

upon employment or termination of employment in the state in any public or private position requiring a Florida educator's certificate.

B. Have Respondent's immediate supervisor submit annual performance reports to the investigative office in the Department of Education.

C. Pay to the Commission during the first 6 months of each probation year the administrative costs (\$150) of monitoring probation assessed to the educator.

D. Violate no law and shall fully comply with all district school board policies, school rules, and State Board of Education rules.

E. Satisfactorily perform all assigned duties in a competent, professional manner.

F. Bear all costs of complying with the terms of a final order entered by the Commission.

G. Engage in, or verify that since July 29, 2005 Respondent has engaged in counseling with an RNP approved licensed Florida provider until discharged from treatment. If, to fulfill this requirement, Respondent must now engage in such counseling, Respondent must have the professional submit quarterly reports to the EPC.


H. Provide a certified college transcript to verify successful (a grade of "pass" or a letter grade no lower than a "B") completion of 3 hours of college level course-work in the area(s) of Ethics.

I. Have Respondent's scope of practice limited to exclude the handling of any school funds.

J. Respondent is assessed an administrative fine of \$250.00 to be paid within the first year of probation.

This order shall become effective upon filing with the Clerk of the Commission.

DONE AND ORDERED, this 11<sup>th</sup> day of October, 2007.

  
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BRIAN DONOVAN, Presiding Officer

COPIES FURNISHED TO:

Bureau of Professional Practices

Bureau of Teacher Certification

*Florida Administrative Law Reports*

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

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

Ronald G. Stowers,  
DOE Counsel for PPS

Daniel Biggins  
Assistant Attorney General

Recovery Network Program  
for Educators

Probation Office

**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 was mailed to Erin Reinhart, [REDACTED]  
[REDACTED] Satellite Beach, Florida 32937 by Certified U.S. Mail this 18<sup>th</sup> day of  
October, 2007.



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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. 056-2174-P**

**ERIN M. REINHART,**

**Respondent.**

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**ADMINISTRATIVE COMPLAINT**

Petitioner, John L. Winn, as Commissioner of Education, files this Administrative Complaint against ERIN M. REINHART. 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 952845, covering the area of Biology, which is valid through June 30, 2009.
2. At all times pertinent hereto, the Respondent was employed as a Science Teacher at Cocoa High School in the Brevard County School District.

**MATERIAL ALLEGATIONS**

3. Between July 12, 2005 and July 29, 2005, Respondent presented for payment to a second employer five checks drawn on her personal checking account totaling \$5000, for which she did not have sufficient funds in her account. On or about December 9, 2005, Respondent was arrested and charged with Counts 1 - 5, Obtaining Property by Worthless Check. On or about April 5, 2006, Respondent pled guilty to all five counts and the court withheld adjudication of guilt. Respondent was sentenced to twelve months probation for each count, to run concurrently and 100 hours of community service. Additionally, Respondent was ordered to pay \$173 in fines and to have no contact with the victim.


**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(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.

**WHEREFORE,** based on the reasons set forth herein and in accordance with the Explanation of Rights and Election of Rights forms attached to and made a part of this Administrative Complaint, Petitioner respectfully recommends that the Education Practices Commission impose an appropriate sanction against the Respondent's educator's certificate pursuant to the authority provided in Sections 1012.795(1) and 1012.796(7), Florida Statutes. The sanctions imposed by the Education Practices Commission may include, but are not limited to, any one or a combination of the following: issuing the Respondent a written reprimand; placing the Respondent on probation for any period of time; restricting the Respondent's authorized scope of practice; assessing the Respondent an administrative fine; directing the Respondent to enroll in the Recovery Network Program; suspending the Respondent's educator's certificate for a period of time not to exceed five years; revoking the Respondent's educator's certificate for a period of time up to 10 years or permanently; or barring the Respondent from reapplying for an educator's certificate for a period of time up to 10 years or permanently.

EXECUTED on this 22 day of November, 2006.

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