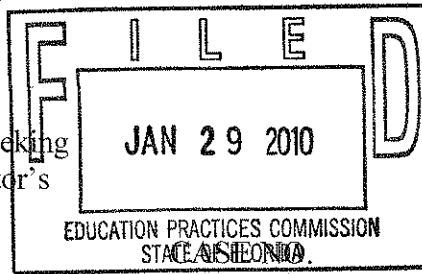




*Before the Education Practices Commission
of the State of Florida*

IN RE: Administrative Complaint seeking
disciplinary action against the Educator's
Certificate of **Janet Hughes**.



Final Order

10-0024-RT

EPC INDEX NO.

10-047-PON

An Administrative Complaint seeking disciplinary action against the educator's certificate of Respondent, **Janet Hughes**, was filed by **DR. ERIC J. SMITH**, as Commissioner of Education on, November 19, 2009.

Respondent, holder of Florida educator's certificate number 1002763, was served with a copy of the Administrative Complaint. Respondent has filed an answer to the Administrative Complaint stating that she did not wish to contest the charges, that she waived any further rights to due process or a public hearing, that she surrendered her certificate for permanent revocation, and that all her actions were free and voluntary.

The Administrative Complaint and the answers are incorporated as part of this Order.

In consideration of the foregoing, the Education Practices Commission, as empowered by F.S. 1012.796, hereby **PERMANENTLY REVOKES** educator's certificate number, 1002763, held by , **Janet Hughes**.

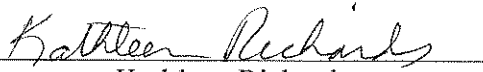
Reapplication will not be considered.

DONE AND ORDERED this 26th day of January 2010.

Brian T. Donovan, Chairperson
Education Practices Commission

Final Order
Re: **Janet Hughes**
Page Two

I HEREBY CERTIFY that a copy of the foregoing Order in the matter of **DR. ERIC J. SMITH vs. Janet Hughes** was furnished to **Janet Hughes #E37502**, at Lowell Annex, 11120 Northwest Gainesville Road, Ocala, Florida, 34482 this 29 day of January 2010, by U. S. Mail.


Kathleen Richards
Education Practices Commission

COPIES FURNISHED TO:

Office of Professional Practices

Bureau of Teacher Certification

Florida Administrative Law Reports
P. O. Box 385
Gainesville, Florida 32602

Superintendent
Brevard County Public Schools
2700 Judge Fran Jamieson Way
Viera, Florida 32940

Human Resource Services
Brevard County Public Schools
2700 Judge Fran Jamieson Way
Viera, Florida 32940

Daniel Biggins, Assistant Attorney General
The Capitol Plaza Level 1
Tallahassee, Florida 32399

Bonnie Wilmot, Esquire
Office of General Counsel
Florida Department of Education
325 W. Gaines Street, Suite 1232
Tallahassee, Florida 32399-0400

ELECTION OF RIGHTS

CLPT REC'D
BUREAU OF
PROFESSIONAL
PRACTICES SERVICES

2010 JAN 22 PM 12:07

Dr. Eric J. Smith, Commissioner of Education,
Petitioner,

vs.

JANET L. HUGHES, #E37502
Respondent.

File No.: 067-3867

Signify your election by checking the appropriate option:

- 1. **FORMAL HEARING OPTION** I dispute the allegations of the Administrative Complaint and I request a Formal Hearing before a Hearing Officer of the Division of Administrative Hearings.
The allegations I dispute are:
 - a.
 - b.
 - c. Attach additional sheet(s) if needed.
- 2. **INFORMAL HEARING OPTION** I do not dispute the allegations of the Administrative Complaint and request an Informal Hearing before the Education Practices Commission.
- 3. **SURRENDER OPTION** I voluntarily surrender my certificate(s) for permanent revocation.
- 4. **SETTLEMENT OPTION** I request a forty-five (45) day period of time to try to negotiate a settlement with the Office of Professional Practices Services at (850) 245-0438. If an agreement is not reached within the forty-five (45) day period, the case will be scheduled for an Informal or Formal Hearing (if Formal Hearing is checked, please list the disputed allegations in 1a, b, and c). If neither Informal nor Formal is checked above, the action will be scheduled for an Informal Hearing.

I understand that I will be given notice of any date set for a Formal or Informal Hearing. I have read the Explanation of Rights, fully understand and/or have been advised of my legal rights. (If you do not understand your options, contact the Office of Professional Practices Services at (850) 245-0438.)

(EXECUTION BEFORE A NOTARY PUBLIC NOT REQUIRED IF CHOOSING OPTION 1)

Janet Hughes
Signature of Respondent

#E37502/mz
Street Address 11120 NW Gainsville Rd.

Deala, FL 34482
City

none
Telephone No.

STATE OF FLORIDA
COUNTY OF MARION
The foregoing instrument was acknowledged before me this 20 day of JAN, 20 10.

by Janet Hughes
(Print Respondent's Name)

Cheryl R. Heard
Signature of Notary Public

Personally Known or Produced Identification Type of Identification Produced _____ Print, Type or Stamp _____
Commissioned Name of Notary Public _____

STATE OF FLORIDA
Cheryl R. Heard
Commission #DD638054
Expires: FEB. 08, 2011
BONDED THROUGH ATLANTIC BONDING CO., INC.

**STATE OF FLORIDA
EDUCATION PRACTICES COMMISSION**

**DR. ERIC J. SMITH, as
Commissioner of Education,**

Petitioner,

vs.

CASE NO. 067-3867

JANET L. HUGHES,

Respondent.

ADMINISTRATIVE COMPLAINT

Petitioner, Dr. Eric J. Smith, as Commissioner of Education, files this Administrative Complaint against JANET L. HUGHES. The Petitioner seeks the appropriate disciplinary sanction of the Respondent's educator's certificate pursuant to Sections 1012.315, 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 1002763, covering the area of Business Education, which was valid through June 30, 2008.
2. At all times pertinent hereto, the Respondent was employed as a Business Education Teacher at Jackson Middle School in the Brevard County School District.

MATERIAL ALLEGATIONS

3. On or about July 9, 2009, Respondent pled and the court adjudicated her guilty of one count of Sexual Battery 12 to 18 Familial Custody and one count of Attempted Sex Act by Person in Familial or Custodial Authority. Both convictions are violations of Fla. Stat. § 794.011(8)(b), a disqualifying offense under § 1012.795 of the Florida Statutes.

The Petitioner charges:

STATUTE VIOLATIONS

COUNT 1: The Respondent is in violation of Section 1012.795(1)(d), Florida Statutes, in that Respondent has been guilty of gross immorality or an act involving moral turpitude as defined by rule of the State Board of Education.

COUNT 2: The Respondent is in violation of Section 1012.795(1)(f), Florida Statutes, in that Respondent has been convicted or found guilty of, or entered a plea of guilty to, regardless of adjudication of guilt, a misdemeanor, felony, or any other criminal charge, other than a minor traffic violation.

COUNT 3: The Respondent is in violation of Section 1012.795(1)(g), Florida Statutes, in that Respondent has been found guilty of personal conduct which seriously reduces her effectiveness as an employee of the school board.

COUNT 4: The Respondent is in violation of Section 1012.795(1)(j), Florida Statutes, in that Respondent has violated the Principles of Professional Conduct for the Education Profession prescribed by State Board of Education rules.

COUNT 5: The Respondent is subject to Section 1012.795(1)(n), Florida Statutes, in that Respondent has been disqualified from educator certification under 1012.315, Florida Statutes.

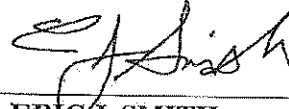
RULE VIOLATIONS

COUNT 6: The allegations of misconduct set forth herein are in violation of Rule 6B-1.006(3)(a), Florida Administrative Code, in that Respondent has failed to make reasonable effort to protect the student from conditions harmful to learning and/or to the student's mental health and/or physical health and/or safety.

(SIGNATURE ON FOLLOWING PAGE)

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; determining the Respondent to be ineligible for certification; 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 19th day of November, 2009.



DR. ERIC J. SMITH, as
Commissioner of Education
State of Florida