



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

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

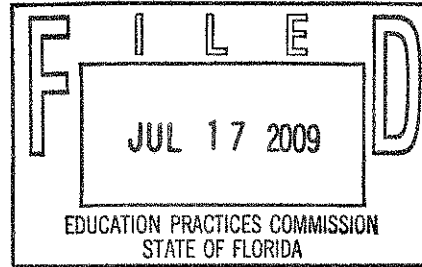
Petitioner,

vs.

EMILY MEYER,

Respondent.

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CASE N<sup>o</sup>: 09-0127-RT  
EPC Index N<sup>o</sup> 09-400-FOI  
PPS N<sup>o</sup> 078-2875-S

### Final Order

Respondent, Emily Meyer, holds Florida educator's certificate no. 956132. 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 June 11, 2009 in Tallahassee, Florida.

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. Respondent was present.

Paragraphs 1 through 5 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:

1. Respondent's Florida educator's certificate is hereby revoked for a period of 5 years.

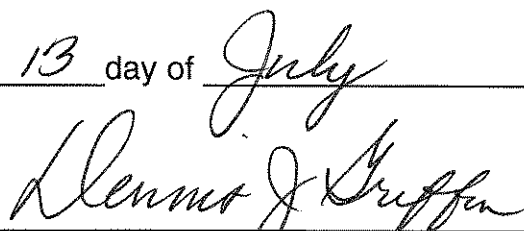
2. As a condition of re-certification, the Respondent shall:

A. provide written verification from a Recovery Network Program approved, licensed Florida provider that the educator is capable of assuming the responsibilities of an educator.

B. Pay an administrative fine of \$500.00 prior to re-certification.

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

DONE AND ORDERED, this 13 day of July, 2009.

  
DENNIS J. GRIFFIN, 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

**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

Final Order  
Emily Meyer  
Page 3

2700 Judge Fran Jamieson Way  
Viera, FL 32940-6699

MUST BE FILED WITHIN THIRTY (30) DAYS  
OF RENDITION OF THIS ORDER.

Ronald G. Stowers  
DOE Counsel for PPS

Daniel Biggins  
Assistant Attorney General

Recovery Network Program  
for Educators

Probation Office

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing Order was mailed to Emily Meyer, 1021 Park Drive, Unit B, Indian Harbour Beach, Florida 32937 by Certified U.S. Mail this 17 day of July, 2009.



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DON D. SHIELDS,  
Education Practices Commission

**STATE OF FLORIDA  
EDUCATION PRACTICES COMMISSION**

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

**Petitioner,**

**vs.**

**CASE NO. 078-2875**

**EMILY ELIZABETH MEYER,**

**Respondent.**

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**ADMINISTRATIVE COMPLAINT**

Petitioner, Dr. Eric J. Smith, as Commissioner of Education, files this Administrative Complaint against EMILY ELIZABETH MEYER. 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 956132, covering the area of Exceptional Student Education, which is valid through June 30, 2009.
2. At all times pertinent hereto, the Respondent was employed as an Exceptional Student Education Teacher at Saturn Elementary School in the Brevard County School District.

**MATERIAL ALLEGATIONS**

3. On or about January 19, 2008, the Respondent was the caretaker of a friend's sixteen-year-old daughter and nine-year-old son while their parents were out of town. The Respondent allowed and encouraged the sixteen year-old daughter to have an open house party. The Respondent purchased a keg of beer for the party and instructed the sixteen-year-old daughter to collect \$5 for each cup of beer to offset the cost of the keg. The party was attended by 60 to 70 teenagers. During the party, teenaged girls walked around in lingerie. The Respondent knew that the teenagers were drinking alcohol she had provided, and knew that the girls were walking around in lingerie but took no action to protect minors and students in attendance. At the party, fist fights
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and drinking games occurred.

4. The Respondent was arrested and charged with Contributing to the Delinquency of a Minor and Open House Party. The Respondent pled nolo contendere to, and was adjudicated guilty of, Contributing to the Delinquency of a Minor, and she pled guilty to and was adjudicated guilty of, Open House Party.

5. 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.

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.

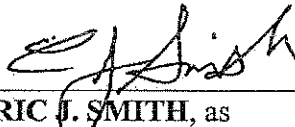
**RULE VIOLATIONS**

**COUNT 5:** 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 15<sup>th</sup> day of December, 2008.

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