



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

***Final Order***

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



CASE NO.  
EPC INDEX NO.

18-0300-RT  
**18-309-FON**

An Administrative Complaint seeking disciplinary action against the educator's certificate of Respondent, **Randell Owens**, was filed by **Pam Stewart**, as Commissioner of Education on, June 19, 2018.

Respondent, holder of Florida educator's certificate number 657666, was served with a copy of the Administrative Complaint. Respondent has filed an answer to the Administrative Complaint stating that he did not wish to contest the charges, that he waived any further rights to due process or a public hearing, that he surrendered his certificate for permanent revocation, and that all his 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, 657666, held by, **Randell Owens**.

Reapplication will not be considered.

DONE AND ORDERED this 24<sup>th</sup> day of July, 2018.

  
CHRISTIE GOLD, Chairperson  
Education Practices Commission

Final Order

Re: **Randell Owens** Page Two

I HEREBY CERTIFY that a copy of the foregoing Order in the matter of **PAM STEWART vs. RANDELL OWENS**, was furnished to **Randell Owens**, at [REDACTED] Saint Augustine, Florida 32084 and Huntley Johnson, Esq., at 226 Southwest Second Street, Gainesville, Florida 32601 on this 30<sup>th</sup> day of July, 2018, by Certified U. S. Mail.



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Lisa Forbess, Clerk  
Education Practices Commission

**COPIES FURNISHED TO:**

Office of Professional Practices Services

Bureau of Educator Certification

Division of Administrative Hearings

Superintendent  
Putnam County Schools  
200 South Seventh Street  
Palatka, Florida 32177-4612

Human Resources  
Putnam County Schools  
200 South Seventh Street  
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ELECTION OF RIGHTS

PROFESSIONAL PRACTICES SERVICES  
2018 JUL 18 AM 11:39

Pam Stewart, Commissioner of Education,  
Petitioner,

vs.

File No.: 178-1909

RANDELL GENE OWENS  
Respondent.

Mark your election by checking option 1, 2, 3 or 4. (Select one 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 facts I dispute are:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Attach additional sheet(s) if needed.

2.  SETTLEMENT OPTION I neither admit nor deny the allegations and request a forty-five (45) day period to negotiate a settlement agreement. If an agreement is not reached I request:  
(Select One)  
 Informal Hearing - I do not dispute the allegation  
Or  
 Formal Hearing - The facts I dispute are:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\*If neither Informal nor Formal is checked, the action will be scheduled for an Informal Hearing.

3.  INFORMAL HEARING OPTION I do not dispute the allegations of the Administrative Complaint and request an Informal Hearing before the Education Practices Commission.

4.  SURRENDER OPTION I voluntarily surrender my certificate(s) for permanent revocation.

I have read the Explanation of Rights and understand my options.

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

Randell G Owens  
Signature of Respondent

STATE OF FLORIDA  
COUNTY OF St. Johns

\_\_\_\_\_  
Street Address

The foregoing instrument was acknowledged before me this  
13<sup>th</sup> day of July, 2018.

SAINT AUGUSTINE, FL 32084  
City

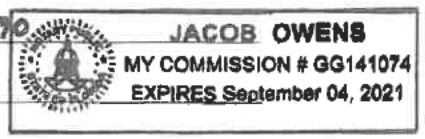
by Randell Owens  
(Print Respondent's Name)

\_\_\_\_\_  
Telephone No.

JL Owens  
Signature of Notary Public

\_\_\_\_\_  
EMail Address  Check if ok to correspond via email

Personally Known \_\_\_ or Produced Identification Type of FL DL # 0520 72756470



Print, Type or Stamp Commissioned Name of Notary Public \_\_\_\_\_

Your fully executed election of rights form must be returned within 21 days to:

PROFESSIONAL PRACTICES SERVICES  
325 WEST GAINES STREET, SUITE 224  
TALLAHASSEE, FLORIDA 32399-0400  
or  
via email to EOR@fldoe.org

## EXPLANATION OF ELECTION OF RIGHTS

The enclosed Administrative Complaint outlines charges brought against you by the Florida Commissioner of Education. To respond to the charges you must indicate your choice of response on the enclosed Election of Rights form and **return it within 21 days of the date of receipt**. If you fail to return this fully executed form within 21 days of receipt, you waive your right to request a hearing and the complaint will be filed with the Education Practices Commission for final action.

1. **Formal Hearing** before the Division of Administrative Hearings. The Administrative Procedures Act, Section 120.57(1), Florida Statutes, and Section 1012.796, Florida Statutes, govern the formal hearing process. This choice means you deny some or all of the factual allegations in the Administrative Complaint. There will be a full administrative hearing on the issues. The Commissioner will be represented by an attorney and will bring forth witnesses. You may choose to have an attorney or represent yourself in the proceedings. (See [www.doah.state.fl.us](http://www.doah.state.fl.us) for more information.)
2. **Settlement Agreement** with the Department of Education. This choice means you neither admit nor deny the allegations in the Administrative Complaint, but wish to negotiate a settlement. In a settlement agreement, you will accept certain conditions in order to resolve the case. If you do not reach a settlement, you have the choice to reschedule the case to a formal or informal hearing by indicating that selection on the attached form. (If you fail to indicate your back-up selection, your case will automatically be scheduled for an informal hearing.)
3. **Informal Hearing** before the Education Practices Commission. The Florida Administrative Procedures Act, Section 120.57(2), Florida Statutes, governs the informal hearing process. This option means you choose not to dispute the factual allegations or charges of the Administrative Complaint. You have the right to appear before a panel of the Education Practices Commission to state why a lenient penalty or no penalty is appropriate. If you do not want to make a personal appearance, you or your representative, may submit written statements on your behalf. Any written statement must be submitted to the Education Practices Commission staff no later than 30 days before the scheduled informal hearing.
4. **Voluntary Surrender** of your Florida Educator's Certificate. This choice means you do not contest any of the allegations or charges in the Administrative Complaint and voluntarily surrender your certificate for **permanent revocation**. Once surrendered, the certificate will never be reinstated and the rules of the Department of Education do not permit you to apply for a new certificate. Your right to any Florida Educator's Certificate is forever revoked and relinquished.

**Regardless of which selection you make, the Education Practices Commission (Sections 1012.79 and 1012.795, Florida Statutes) will issue a Final Order to finalize the process. For more information on this process, please visit [www.myfloridateacher.com](http://www.myfloridateacher.com)**

**STATE OF FLORIDA  
EDUCATION PRACTICES COMMISSION**

**PAM STEWART, as  
Commissioner of Education,**

**Petitioner,**

**vs.**

**CASE NO. 178-1909**

**RANDELL GENE OWENS,**

**Respondent.**

\_\_\_\_\_ /

**ADMINISTRATIVE COMPLAINT**

Petitioner, Pam Stewart, as Commissioner of Education, files this Administrative Complaint against RANDELL GENE OWENS. 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 6A-10.081, 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 657666, covering the area of Physical Education, which is valid through June 30, 2019.
2. At all times pertinent hereto, the Respondent was employed as a Physical Education Teacher and Athletic Coach at Palatka High School in the Putnam County School District.

**MATERIAL ALLEGATIONS**

3. During the 2017-2018 school year, Respondent engaged in inappropriate conduct when he:
  - a. Head-butted [REDACTED] a sixteen year old male student;
  - b. Told [REDACTED] that he was not a good football player and that "he should commit suicide," or words to that effect;

- c. Plugged up one nostril and forced mucus to be released from his other nostril onto [REDACTED] a fifteen year old male student; and
- d. Stood on a toilet seat and peeped over the bathroom stall at [REDACTED], a sixteen year old male student, and watched while [REDACTED] used the facilities.

The Petitioner charges:

**STATUTE VIOLATIONS**

**COUNT 1:** 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 2:** The allegations of misconduct set forth herein are in violation of Rule 6A-10.081(2)(a)1, 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.

**COUNT 3:** The allegations of misconduct set forth herein are in violation of Rule 6A-10.081(2)(a)5, Florida Administrative Code, in that Respondent has intentionally exposed a student to unnecessary embarrassment or disparagement.

**(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 19<sup>th</sup> day of June, 2018.



**PAM STEWART**, as  
Commissioner of Education  
State of Florida