

CHARTER SCHOOL APPEAL COMMISSION
Recommendation to State Board of Education, October 16, 2007

BELIEVER'S SCHOOL OF
LEARNING, INC.

Petitioner,

v.

SCHOOL BOARD OF
BRADFORD COUNTY

_____/ DOE Case No.2007-1387

RECOMMENDATION

On February 26, 2007, the School Board of Bradford County (School Board) voted to terminate the charter contract of Believers School of Learning, Inc. (Charter School). The School Board's letter of denial was dated March 2, 2007. The Charter applicant filed this appeal on July 19, 2007. On September 24, 2007, the Charter School Appeal Commission heard the appeal of this matter. **Thereafter, the Commission voted 7 to 0 to recommend to the State Board of Education to deny the appeal of the Charter School.** The Commission's justifications for its recommendation were as follows:

1. The Commission voted 7 to 0 that the School Board did have competent, substantial evidence to support its finding that the School was statutorily deficient in the area of "...unresolved issue regarding the improper expenditure of funds as outlined in the 2005 audit."
2. The Commission voted 7 to 0 that the School Board had statutory good cause not to renew the School's contract based on its finding that the School was statutorily deficient in the area of "...unresolved issue regarding the improper expenditure of funds as outlined in the 2005 audit."
3. The Commission voted 7 to 0 that the School Board did have competent, substantial evidence to support its finding that the School was statutorily deficient in the area of "...school failed to meet generally accepted standards of fiscal management and continues to be late in its filing of financial reports."
4. The Commission voted 7 to 0 that the School Board had statutory good cause not to renew the School's contract based on its finding that the Application was statutorily deficient in the area of "...school failed to meet generally accepted standards of fiscal management and continues to be late in its filing of financial reports."

5. The Commission voted 7 to 0 that the School Board did not have competent substantial evidence to support its finding that the School was statutorily deficient in the area of "...school is not providing adequate ESE services and the discovery of a fraudulent IEP for a student has not been resolved or addressed by school as required by F.S. §1002.33(8)(a)."
6. The Commission voted 4 to 3 that the School Board did have competent, substantial evidence to support its finding that the School was statutorily deficient of the area of "...current enrollment is less than the minimum threshold set forth in the original term of contract and school's original plan projected an enrollment of 30 by this time, raising doubt about the financial viability of the School."
7. The Commission voted 7 to 0 that the School Board did not have statutory good cause not to renew the School's contract based on its finding that the School was statutorily deficient in the area of "...current enrollment is less than the minimum threshold set forth in the original term of contract and school's original plan projected an enrollment of 30 by this time, raising doubt about the financial viability of the School."

Kim McDougal, Commissioner's Designee
Charter School Appeal Commission

FILED with the Agency Clerk of the Department of Education this _____ day of
September 2007.

AGENCY CLERK