

NOT FINAL UNTIL TIME EXPIRES
TO FILE REHEARING MOTION
AND, IF FILED, DISPOSED OF.

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT

JANUARY TERM, A.D. 2004

FITZROY SALESMAN,

**

**

Appellant,

**

CASE NO. 3D03-1917

vs.

**

THE SCHOOL BOARD OF
MIAMI-DADE COUNTY, FLORIDA,

**

LOWER TRIBUNAL
CASE NO. 02-1577

Appellee.

**

Opinion filed March 10, 2004.

An Appeal from the State of Florida Division of Administrative Hearings.

Herdman & Sakellarides and Mark Herdman (Palm Harbor), for appellant.

Melinda L. McNichols, for appellee.

Before COPE, GODERICH, and FLETCHER, JJ.,

PER CURIAM.

Our review of this case, including our viewing of the videotape filed with the court, discloses that the hearing officer's findings of fact are supported by substantial competent evidence. Accordingly we must affirm the school board's determination herein. Cohen v. School Bd. of Dade County, Fla., 450 So. 2d 1238, at 1241 (Fla. 3d DCA 1984).

Affirmed.