

Re: Signed Final Judgment

Michael Locke <mbl22885@msn.com>

Tue 8/16/2022 3:16 PM

To: Gibbs.Paul@General Counsel <Gibbs.Paul@Brevardschools.org>

Cc: Schindler.Ronna@Legal Services <Schindler.Ronna@Brevardschools.org>; Susin.Matthew@School Board <Susin.Matthew@Brevardschools.org>; Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>

From today:

←  **Jennifer Capayas**
ROWEN'S TEACHER

classroom (I have had at least 5 spills over the last four days and that makes a huge mess if it is not water.). Of course they may bring in a special drink (Gatorade, juice, etc.) for lunch or drinking while outside. I appreciate your support and understanding with this.



Thank you!

11:12 am

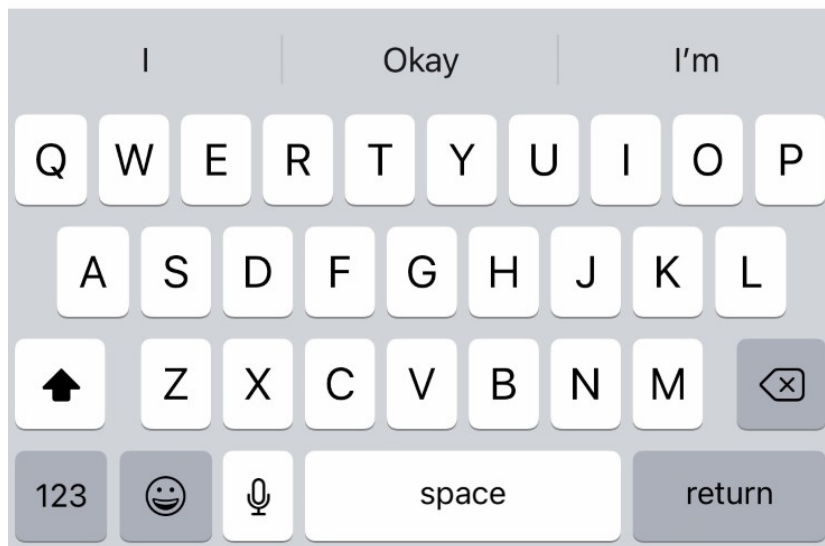
Rowen is having some difficulty following directions. I think she may be able to focus now that she knows I have reached out.



Type a message...



Urgent



From: Gibbs.Paul@General Counsel <Gibbs.Paul@Brevardschools.org>

Sent: Tuesday, August 16, 2022 3:14 PM

To: Michael Locke <mbl22885@msn.com>

Cc: Schindler.Ronna@Legal Services <Schindler.Ronna@Brevardschools.org>; Susin.Matthew@School Board <Susin.Matthew@Brevardschools.org>; Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>

Subject: RE: Signed Final Judgment

Good Afternoon Mr. Locke,

I wanted to acknowledge receipt of your emails going back to Saturday. I have been in and out of the office over the last few work days and that trend will continue I'm afraid. I am reviewing this situation and will meet with staff to discuss and respond to your email as soon as possible.

Thank you for your understanding and have a great day.

Paul Gibbs

From: Michael Locke <mb122885@msn.com>
Sent: Monday, August 15, 2022 9:00 AM
To: Gibbs.Paul@General Counsel <Gibbs.Paul@Brevardschools.org>
Cc: Schindler.Ronna@Legal Services <Schindler.Ronna@Brevardschools.org>; Susin.Matthew@School Board <Susin.Matthew@Brevardschools.org>; Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>
Subject: Re: Signed Final Judgment

Caution: This email originated from outside of Brevard Public Schools. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I asked a couple questions. I would really appreciate straight forward answers that make sense.

You say:

"In a non-emergency situation, if someone other than the registering parent comes to pick up the student, the school will call the registering parent to confirm that the person has authority to do so."

The BPS registration form:

"The parent/legal guardian, with the legal authority to do so, must contact the school prior to the release of a student for "non-emergency pick-ups".

How do you explain the discrepancy between what you say and the actual policy?

Do you make it a habit to present "skewed" information to parents?

Are you saying BPS is the one to bestow whether a parent has "legal authority"?

Is the following a "legal authority"?

The Court has carefully considered the testimony as well as the age and needs of the minor children, and has considered F.S. 61.13(3) and makes the following findings of fact:

E. Shared Parental Responsibility. The Father and the Mother should have shared parental responsibility for the minor children over all major decision making on the minor children, including but not limited to education, healthcare, religion, travel, extra-curricular activities, etc. Shared responsibility is not found to be detrimental to the children based on the testimony and evidence given during the Final Hearing.

Are you saying "pick up" and "withdraw" are synonymous?

Do I go to the deputy superintendent and superintendent from here?

From: Michael Locke <mb122885@msn.com>
Sent: Saturday, August 13, 2022 9:03 AM
To: gibbs.paul@brevardschools.org <gibbs.paul@brevardschools.org>
Cc: Schindler.Ronna@Legal Services <Schindler.Ronna@Brevardschools.org>; Susin.Matthew@School Board <susin.matthew@brevardschools.org>; Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>
Subject: Re: Signed Final Judgment

1. "All parental rights are reserved to the parent of a minor child in this state without obstruction or interference from the state, any of its political subdivisions, any other governmental entity, or any other institution..." Florida Statute 1014.04(1).
2. "A parent of a minor child in this state has inalienable rights that are more comprehensive than those listed in this section, unless such rights have been legally waived or terminated. This chapter does not prescribe all rights to a parent of a minor child in this state. Unless required by law, the rights of a parent of a minor child in this state may not be limited or denied..." Florida Statute 1014.04(4).

Me getting an order from the court finding my ex in contempt doesn't change that BPS is obstructing my parental right to have my children picked up from school on the days they're in my custody.

From: Michael Locke <mb122885@msn.com>
Sent: Saturday, August 13, 2022 7:05 AM
To: gibbs.paul@brevardschools.org <gibbs.paul@brevardschools.org>
Cc: Schindler.Ronna@Legal Services <Schindler.Ronna@Brevardschools.org>; Susin.Matthew@School Board <susin.matthew@brevardschools.org>; Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>
Subject: Fw: Signed Final Judgment

Hello,

Maybe this came to your attention, but maybe not. There's a court order saying my father picks up my children from Sabal Elementary on the days they're with me. My kids mother is the registering parent. BPS' stance is the mother has to give permission for my father to pick the kids up. There is no written policy, law, statute, etc that supports as much. My only remedy at this point is to file a writ of mandamus to compel BPS to honor the previously mentioned court order and release my children to my father.

Put simply, I have shared parental responsibility per a court order, but BPS is saying "No, you don't."

Michael Locke

From: Michael Locke <mb122885@msn.com>
Sent: Thursday, August 11, 2022 11:50 AM
To: Schindler.Ronna@Legal Services <Schindler.Ronna@Brevardschools.org>
Cc: Susin.Matthew@School Board <Susin.Matthew@Brevardschools.org>; Deborah Smith <deborah.atty@gmail.com>; Maynard.Melinda@Student Services <Maynard.Melinda@Brevardschools.org>

Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>

Subject: Re: Signed Final Judgment

You say:

“In a non-emergency situation, if someone other than the registering parent comes to pick up the student, the school will call the registering parent to confirm that the person has authority to do so.”

The BPS registration form:

“The parent/legal guardian, with the legal authority to do so, must contact the school prior to the release of a student for “non-emergency pick-ups”.

Are you saying BPS is the one to bestow whether a parent has “legal authority” regarding educational decisions?

Please clarify if you’re saying “pick up” and “withdraw” are synonymous.

From: Schindler.Ronna@Legal Services <Schindler.Ronna@Brevardschools.org>

Sent: Thursday, August 11, 2022 11:07 AM

To: Michael Locke <mb122885@msn.com>

Cc: Susin.Matthew@School Board <Susin.Matthew@Brevardschools.org>; Deborah Smith <deborah.atty@gmail.com>; Maynard.Melinda@Student Services <Maynard.Melinda@Brevardschools.org>;

Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>

Subject: RE: Signed Final Judgment

Good morning, Mr. Locke.

I am very sorry for your frustration regarding your situation. This email is to confirm and hopefully clarify our conversation of this morning.

The school is not favoring one parent over the other pertaining to your court order granting 50/50 shared parental responsibility. We are following the normal district process.

On the student registration form, the district has an Emergency Authority Statement on the 2nd page, and an Official Statement on the last page of the student registration form. Please read the yellow highlighted sections of each below.

EMERGENCY AUTHORITY

In the **case of an emergency**, it is imperative that the school be able to reach the student’s parent/legal guardian as defined in Section 1000.21 (5), Florida Statutes. **Both the registering parent/legal guardian and the non-registering parent/legal guardian of a student shall be listed on the emergency contact list as persons authorized to pick up the child from school except where a court order has revoked the parental rights and a signed copy of such Court Order has been provided to the school per Domestic Relations Court Administrative Order 15-10-B. Both the registering and non-registering parent/legal guardian shall designate on the Emergency Contact List those persons authorized to pick up their child from school in an emergency. No parent shall delete or in any way alter the names provided by the other parent/legal guardian on the emergency contact list. It is both parents’ responsibility to inform the school of any changes to the information each has provided on the emergency contact list.**

Anyone listed as an “emergency contact” will only be called and allowed to pick-up the student during an emergency. The parent/legal guardian, with the legal authority to do so, must contact the school prior to the release of a student for “non-emergency pick-ups”.

Official Statement

**Section 1008.386, Florida Statutes requires school district personnel to request the Social Security Number from each student enrolling in a Florida public school beginning with the 1990-91 school year. Section 1008.386, Florida Statutes also specifically states, “However, a student shall not be required to provide his Social Security Number as a condition for enrollment or graduation.” Providing the Social Security Number by the parent or student is strictly voluntary. Section 1008.386, Florida Statutes requires Brevard Public Schools to request this information for the student’s permanent record.*

If the parents do not live in the same household, only the registering parent/legal guardian (i.e. completes this form) may withdraw the student from his/her current school unless there is documentation of extenuating circumstances indicating otherwise.

Please be advised the students of parents/legal guardians who falsify address information will be withdrawn and required to enroll at the zoned school. Student may forfeit any future opportunity to attend a school other than his/her zoned school.

This is to certify that all information on this registration form is true to the best of my knowledge and belief. I understand that inadequate information may result in delayed entry. 837.06 False official statements - Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. History. —s. 58, ch. 74-383; s. 34, ch. 75-298; s. 207, ch. 91-224; s. 1313, ch. 97-102.

Please make sure that you give your emergency contact list to the school (email is fine) so they can add it to the student record. In a non-emergency situation, if someone other than the registering parent comes to pick up the student, the school will call the registering parent to confirm that the person has authority to do so. Your visitation schedule is mandated by the court, and therefore if the registering parent denies the pick-up without cause, it is considered a violation of your court order, and this is something you would need to take up with the court.

As I mentioned in our phone conversation, we do not monitor who has visitation on which day. This would be an impossibility with the extremely high number of students with parents in the same situation.

I hope this clarifies our conversation and helps you to better understand our position.

Kind regards,

Ronna

Ronna R. Schindler, ACP, FRP

Paralegal to Paul D. Gibbs, Esq., General Counsel

Office of Legal Services

Brevard County Public Schools
 2700 Judge Fran Jamieson Way
 Viera, Florida 32940-6601
 Phone: (321) 633-1000, ext. 11438
 Email: Schindler.Ronna@brevardschools.org



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From: Maynard.Melinda@Student Services <Maynard.Melinda@Brevardschools.org>
Sent: Thursday, August 11, 2022 7:56 AM
To: Michael Locke <mb122885@msn.com>; Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>
Cc: Susin.Matthew@School Board <Susin.Matthew@Brevardschools.org>; Deborah Smith <deborah.atty@gmail.com>; Schindler.Ronna@Legal Services <Schindler.Ronna@Brevardschools.org>
Subject: RE: Signed Final Judgment

Good Morning Mr. Locke,

In your email to Mr. Susin you stated there was an attached court order stating your father could pick up the children? I did not receive that document. Would you scan and email me a copy of that order please?

Attached is a signed court order stating that my children are to be released to my father.

Thank you.

Melinda Maynard
 Administrative Assistant to
 Christine M. Moore
 Assistant Superintendent Student Services

School Board of Brevard County
 2700 Judge Fran Jamieson Way
 Viera, FL 32940
 [\(321\)633-1000, ext. 11270](tel:(321)633-1000)

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From: Michael Locke <mb122885@msn.com>
Sent: Wednesday, August 10, 2022 5:18 PM
To: Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>
Cc: Maynard.Melinda@Student Services <Maynard.Melinda@Brevardschools.org>; Susin.Matthew@School Board <Susin.Matthew@Brevardschools.org>; Deborah Smith <deborah.atty@gmail.com>
Subject: Re: Signed Final Judgment

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"The Father and the Mother should have shared parental responsibility for the minor children over all major decision making on the minor children, including but not limited to education, healthcare, religion, travel, extra-curricular activities, etc."

Whatever registration currently in the possession of Sabal Elementary is to include that when court ordered time-sharing specifies Wilder and Rowen Locke are to be with their father, the two children are car riders who are to be picked up by my father William Locke.

If Brevard Public Schools refuses to allow for as much to occur, please clearly state as much in a response to this e-mail. Thank you.

Michael Locke

From: Michael Locke <mb122885@msn.com>
Sent: Wednesday, August 10, 2022 4:37 PM
To: Trosset.Paige@Sabal Elementary <Trosset.Paige@Brevardschools.org>
Cc: Maynard.melinda@brevardschools.org <Maynard.melinda@brevardschools.org>
Subject: Fw: Signed Final Judgment

Tallahassee told me to contact the school board.

From: Michael Locke <mb122885@msn.com>
Sent: Wednesday, August 10, 2022 3:55 PM
To: susin.matthew@brevardschools.org <susin.matthew@brevardschools.org>
Subject: Fw: Signed Final Judgment

Hello,

My name is Michael Locke. My children attend Sabal Elementary. Attached is a signed court order stating that my children are to be released to my father. The school is taking the position that since my ex-wife is the registering parent and has not stipulated for my father to pick up the children that he is not able to. If there is anyway you or someone could assist in this matter to allow for my children to be picked up per the attached court order, I would greatly appreciate it.

From: Michael Locke <mb122885@msn.com>
Sent: Tuesday, August 9, 2022 5:16 PM
To: [Trosset.Paige@Sabal](mailto:Trosset.Paige@SabalElementary) Elementary <Trosset.Paige@Brevardschools.org>
Subject: Fw: Signed Final Judgment

Hello,

The court order concerning the kids states my dad is to pick them up from school tomorrow. He is also to pick up the kids on Friday. If there is any issue concerning as much, please advise me before school releases tomorrow at 2:00PM. Thank you.

Michael Locke

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