

IN THE CIRCUIT COURT OF THE  
SECOND JUDICIAL CIRCUIT IN  
AND FOR LEON COUNTY, FLORIDA

BRANDT ROBINSON, BETH  
WEATHERSTONE, VICKI HALL,  
CAROLYN LOFTON, CORY  
WILLIAMS, and CHRISTINE MAYER,

Plaintiffs,

v.

CASE NO. 2011CA2526  
Judge Shelfer

GERARD ROBINSON, as Florida  
Commissioner of Education, STATE  
BOARD OF EDUCATION, and STATE  
OF FLORIDA DEPARTMENT OF  
EDUCATION,

Defendants.

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ANSWER

Defendants answer Plaintiffs complaint as follows:

1. Admit this is a characterization of Plaintiffs claims.
2. Deny.
3. Deny.
4. Admit.
5. Admit.
6. Without knowledge.

7. Without knowledge.
8. Without knowledge.
9. Without knowledge.
10. Without knowledge.
11. Without knowledge.
12. Admit Gerard Robinson is the Commissioner of Education. Deny all other allegations.
13. Admit.
14. Admit that the State Board of Education has “such supervision of the system of free public education as provided by law.” (Art. IX, § 2)
15. Admit.
16. Admit.
17. Admit.
18. Article I, Section 6 of the Florida Constitution speaks for itself.
19. Admit.
20. Art. I, § 6 and § 447.309 speak for themselves; deny all other allegations.
21. Without knowledge.
22. Admit.
23. Ch. 2011-1, Laws of Florida, speaks for itself; deny all other allegations.

24. Deny.

25. Admit that certain sections of ch. 2011-1 took effect upon becoming law and that the remainder became effective July 1, 2011.

26. Defendants incorporate their answers to paragraphs 1-25.

27. Admit that Art. I, § 6 ensures the right to collective bargaining on certain subjects determined to be mandatory issues for collective bargaining; deny that the provisions of Ch. 2011-1 affect any mandatory collective bargaining issues.

28. Deny.

29. Admit that teachers are given a choice of remaining under their previous contracts or opting for the new statutory contract terms.

30. Admit that section establishes base salary for the voluntary performance salary option as a teacher's previous salary plus any adjustments.

31. Admit that school districts are directed to consider only advanced degrees relevant to a teacher's certification when negotiating salary.

32. Admit that adjustments for "effective" teachers must be in the range of 50 to 75% of the adjustments for "highly effective" teachers.

33. Admit that teachers rated other than "highly effective" or "effective" are not entitled to salary adjustments.

34. Admit that the law includes a list of activities for which the Districts must provide salary adjustments and that the Districts are not limited to that list.
35. Deny.
36. Deny.
37. Deny.
38. Deny.
39. Deny.
40. Defendants incorporate their answers to paragraphs 1-25.
41. Admit that Art. I, § 6 ensures the right to collective bargaining on certain subjects determined to be mandatory issues for collective bargaining; deny that the provisions of Ch. 2011-1 affect any mandatory collective bargaining issues.
42. Admit that newly hired teachers after July 1, 2011, are ineligible for a contract under Section 1012.33, Florida Statutes; otherwise denied.
43. Deny.
44. Deny.
45. Deny.
46. Deny.
47. Deny.
48. Defendants incorporate their answers to paragraphs 1-25.

49. Admit that Art. I, § 6 ensures the right to collective bargaining on certain subjects determined to be mandatory issues for collective bargaining; deny that the provisions of Ch. 2011-1 affect any mandatory collective bargaining issues.

50. Deny.

51. Admit.

52. Deny.

53. Deny.

54. Deny.

55. Deny.

56. Deny.

57. Deny.

58. Defendants incorporate their answers to paragraphs 1-25.

59. Admit that Art. I, § 6 ensures the right to collective bargaining on certain subjects determined to be mandatory issues for collective bargaining; deny that the provisions of Ch. 2011-1 affect any mandatory collective bargaining issues.

60. Admit.

61. Deny.

62. Deny.

63. Deny.

64. Deny.

65. Deny.

66. Defendants incorporate their answers to paragraphs 1-25.

67. Admit that Art. I, § 6 ensures the right to collective bargaining on certain subjects determined to be mandatory issues for collective bargaining; deny that the provisions of Ch. 2011-1 affect any mandatory collective bargaining issues.

68. Admit.

69. Admit.

70. Admit.

71. Deny.

72. Deny.

73. Deny.

74. Deny.

75. Deny.

Respectfully submitted this 1 Day of November, 2011.

PAMELA JO BONDI  
ATTORNEY GENERAL

A handwritten signature in black ink, appearing to read 'Jonathan A. Glogau', written over a horizontal line.

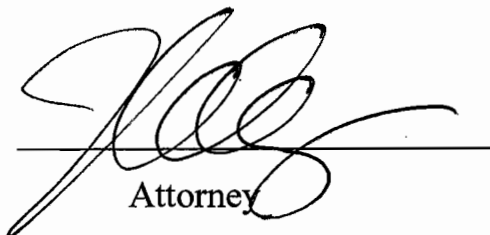
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing document was served by U.S. mail or e-mail this 1 Day of November, 2011, on:

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