

each party decision on the case. Defendant didn't provide any comment or did disclose any information to disapprove true allegations and cause of action by defendant while defendant yet not provided the other side in the case. When initial discovery was essential based on Fed. Civ. R. P. 26 (a)(1) a party must without awaiting a discovery request provide to other parties.

Therefore: Defendant did file Unilateral submission which prohibited by this court order dated Nov. 29,2012 section # 3 and rules plus all orders asking parties to meet, discuss and avoid delay.

Plaintiff respectfully requesting that defendant's motion to dismiss and to strike should not be granted when there was no fault by plaintiff who struggled to comply with this court orders, with all rules and trusting other party to do the same. Rather plaintiff entitled to summary judgment as a matter of law to be award it or plaintiff will anticipated to file for relief. Defendant failed to comply with several court orders which caused delay, interruption to plaintiff's schedules, unnecessary expense, confusions; and yet defendant failed to admit nor deny serious allegations impacted plaintiff's career and life time education which paralyzed plaintiff from any job opportunity since April 28,2010.

Date: March 01st ,2012

Respectfully submitted,

Nasra M. Arafat
03/02/2012

Nasra M. Arafat Pro-Se /plaintiff
P.O.BOX 772177
Coral Springs FL, 33077

I, full legal name Nasra M. Arafat none lawyer at P.O. Box 772177 Coral Springs FL,33077 , helped her self who is the Plaintiff to prepare all her legal documents.

Certificate of Service

I hereby certify as pro-se that a true and correct copy of the foregoing (Plaintiff's Compliance With Court Order To Show Cause Why Defendant's Motions To Dismiss And Strike Exhibits Should Not Be Granted)was served with the clerk of the court and send by mail and fax on March 02,2012 on all counsel or parties of record on the Service List below.

 03/02/2012
Signature of plaintiff

SERVICE LIST

Defendant / School Board Broward County

Michael T. Burke and Damiane H. Albert Esq.
For/ School Board Broward County (public schools)
2455 East Sunrise Blv. Suite # 1000
Fort Lauderdale FL, 33304

And,

Omitting party / EEOC Local Office
2 South Biscayne Blv. Suite # 2700
Miami FL, 33131

Date: February 29,2012


Nasra M. Arafat Pro-Se /plantiff
P.O.BOX 772177
Coral Springs FL, 33077

I, full legal name Nasra M. Arafat none lawyer at P.O. Box 772177 Coral Springs FL,33077 , helped her self who is the Plaintiff to prepare all her legal documents

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 11-62525-CIV-DIMITROULEAS/SNOW

NASRA M. ARAFAT,

Plaintiff,

vs.

SCHOOL BOARD OF
BROWARD COUNTY,

Defendant.

**ORDER TO SHOW CAUSE WHY MOTIONS TO DISMISS AND STRIKE
SHOULD NOT BE GRANTED BY DEFAULT**

THIS CAUSE is before the Court upon Defendant's Motion to Dismiss Plaintiff's Complaint or in the Alternative Motion for a More Definite Statement [DE 20], filed January 30, 2012, and Defendant's Motion to Strike Exhibits to the Complaint [DE 21], filed the same day. The Court has carefully considered the Motions and is otherwise fully advised in the premises. As of the date of this Order, Plaintiff has not filed responses and the time for such filing has passed. See S.D. Fla. L.R. 7.1(c)(1).

Accordingly, it is **ORDERED AND ADJUDGED** that Plaintiff shall show cause no later than March 2, 2012, why Defendant's Motion to Dismiss Plaintiff's Complaint or in the Alternative Motion for a More Definite Statement [DE 20] and Defendant's Motion to Strike Exhibits to the Complaint [DE 21] should not be granted by default. The failure to file a timely response may result in the Court granting the Motions and dismissing the case.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County, Florida, this

21st day of February, 2012.


WILLIAM P. DIMITROULEAS
United States District Judge

Copies furnished to:
Counsel of Record

Nasra M. Arafat, pro se
P.O. Box 772177
Coral Springs, FL 33077

Nasra M. Arafat (P.M.N. Ibrahim)
P.O.BOX 772177
Coral springs Fl 33077

Fax cover sheet

Date: Dec. 31, 2011

No of pages including this page: 5

From: Nasra Moustafa Arafat phone & fax (954)-247-9061

To Name & fax No: School Board Broward County fax# 754-321-2705 phone# 754-321-2050
Mrs./ Marlyn Batista
Legal Department/ (Public Schools)
600 S.E. 3rd Ave
Fort Lauderdale FL, 33301

Matter: case # 11-62525 -CV-judge/ Dimitrouleas
Martial provided:

- 1- Report Of The Party Planning Meeting indicated the requirements of discovery martial
- 2-Plaintiff's Notice Of Requirements In Accordance With Subsection Of Local Rule 16.1
- 3- Plaintiff Request For In Person Meeting (1st conference) on Jan. 3rd ,2012.

Nasra M. Arafat (p.m.n Ibrahim)
P.O.BOX 772177
Coral Springs FL. 33077

December 31,2011

School Board Broward County
Mrs./ Marlyin Batista Esq.
Legal Department/ (Public Schools)
600 S.E. 3rd Ave
Fort Lauderdale FL, 33301

Re: Nasra M. Arafat (pervious married Ibarhim) Vs. School Board Broward County (Public Schools) Case No. 11-62525 CV - Dimitrouleas

Plaintiff Request For In Person Meeting (1st conference)

Dear Mrs. Marlyin:

Thank you for your respond dated Dec. 16,2011 on my correspondence response dated Dec. 16,2011 to your oral conference on Dec. 15,2011 for your request for time extension to file an answer to my compliant. Your letter also mention that there is telephone conference on Feb. 15,2012 at 1: 00 pm.

1- I will keep this time in my agenda and I will confirm it by phone / in person after the board and your return from winter break as the court order indicated. In addition I would like to schedule conference in person meeting on Jan. 03,2012 at 1:00 pm at the school district sit and I need confirmation while we can re-schedule it within 4th - 5th of Jan,2012 in order to outline schedule conferences within the time limitation regarding our joint scheduling report and discovery report.

2- My request for our schedule conferences after the 1st appearance by the phone and by your recent motion filed on Dec. 15,2012 is essential to me in order for better understanding to present my case and to preserve my right for relief. 1st conference to put schedule conferences in advance within time limitation to provide all consistent martial's including my exhibits list and other essential discovery martial which could also facilitate reasonable settlement or to be ready for trail within the time limitation for preparation and filing based on local rules, Fed. R. Civ. P. and both court orders dated Nov. 29,2011 & Dec. 16,2011.

3- Please find with this request my notice for requirements and other attachments to indicate them based on subsections local rule 16.1 / Fed. R. Civ. P. 26 form # 52 will be use to prepare our joint reports.

Please don't hesitate to contact me any time for any question or concern about any issue

Sincerely

Nasra M. Arafat 12/31/2011

Nasra M. Arafat / plaintiff

**United States District Court Southern District Of Florida
Case No. 11-62525 CIV- Dimitrouleas / Snow**

Nasra M. Arafat
(pervious married name Ibarhim)

Plaintiff,

Vs.

School Board Broward County (Broward.
County Public Schools)

Defendant,

Plaintiff's Notice Of Requirements In Accordance
With Subsection Of Local Rule 16.1

Plaintiff Nasra M. Arafat as a pro-se providing to each defendant or counsel the enclosed information of requirements according to subsections of local rule 16.1 and Fed, R. Civ P. form #52 along with this notice which required after the defendant 1st appearance to all parties in the case based on local rule 16.1 (b)(4). The case likely to be assign for Standard Track-a case local R. 16.1(a)(B requiring three -ten days of trail based on the nature of the case and other factors involve if there is no agreement for settlement. This notice not filed in the court according to L.R. 26.1(b).

I Certify that: This notice along with the requirements attached provided to each defendant or counsel in this case by mail and fax to:

Defendant Party name listed below

Defendant / School Board Broward County

Department's lawyer / Marlyin Batista, Esq.
600 S.E. 3rd Ave
Fort Lauderdale FL, 33301

Nasra M. Arafat 12/31/2011

Nasra M. Arafat Pro-Se /plaintiff
P.O.BOX 772177
Coral Springs FL, 33077

I, full legal name Nasra M. Arafat none lawyer at P.O. Box 772177 Coral Springs FL,33077 , helped her self who is the Plaintiff to prepare all her legal documents.

United States District Court Southern District Of Florida

Case No. 11-62525 CIV- Dimitrouleas / Snow

Nasra M. Arafat
(pervious married name Ibarhim)

Plaintiff,

Vs.

School Board Broward County (Broward.
County Public Schools)

Defendant,

Report Of The Party Planning Meeting

- 1. The following person participate in rule 26(f) conference on2012 by plaintiff Nasra M. Arafat and defendant’s lawyer / Marylin Batista: IN PERSON
- 2- Initial disclosure. The parties { have completed } { will complete by2012
The initial discovery required by rule 26(a)(1).
- 3. Discovery plan. The parties propose this discovery plan:

(Separate paragraph or sub-paragraphs if the parties disagree)

- (a) Discovery will be need it on these subjects.....
- (b) Disclosure or discovery of electronically stored information should be handled as follow:
The parties proposal
The form or forms of production.....
- (c) The parties have agreed to an order regarding claims of privilege or of protection as trail -
preparation martial asserted after production, as follow: the provision of proposed order
.....
- (d) Dates for commencing and completing discovery, including discovery to be commenced
or completed before other discovery.
- (e) Maximum number of interrogatories by each party to another party, along with dates the
answer due.

- (f) Maximum number of requests for admission, along with the dates responses are due
- (g) Maximum number of depositions for each party.
- (h) Limit on the length of deposition in hours
- (i) Dates for exchanging reports of expert witnesses
- (j) Dates for supplementations under rule 26(e)

4. **Other items:**

- (a) A date if the parties ask to meet with the court before a scheduling order
- (b) Requested dates for pretrial conferences
- (c) Final dates the plaintiff to amend pleadings or to join parties.....
- (d) Final dates the defendant to amend pleadings or to join parties.....
- (e) Final dates to file disposition motion.....
- (f) State the prospects for settlement
- (g) Identify any alternative dispute resolution procedures that may enhances settlement prospects
- (h) Final dates for submitting rule 26(a)(3) witness list, designations of witnesses whose testimony will be presented by deposition, and exhibit lists.....
- (i) Final dates to file objection under rule 26 (a)(3).....
- (j) Suggested trial and estimate of trial length.....

Parties names:

Plaintiff Nasra M. Arafat.

Defendant's lawyer/ Marlyin Batista Esq

A4

=====
ATLANTIC BRANCH
8801 W ATLANTIC BLVD
POMPANO BEACH, FL 33071-9998

01/01/2012 09:22:05 PM
=====

----- Sales Receipt -----
Product Sale Unit Final
Description Qty Price Price

FORT LAUDERDALE, FL 33301 \$.64
Zone-1 First-Class Mail®
Letter
0 lb. 1.60 oz.

Issue Postage: \$.64

Holiday Baubles 1 \$7.92 \$7.92

Total: =====
\$8.56

Paid by:
VISA \$8.56
Account #: XXXXXXXXXXXX8258
Approval #: 022321
Transaction #: 642
23-902520261-99

APC Transaction #: 25
USPS® #: 117636-9554

Thanks.
It's a pleasure to serve you.

ALL SALES FINAL ON STAMPS AND POSTAGE.
REFUNDS FOR GUARANTEED SERVICES ONLY.

AS

Nasra M. Arafat (p.m.n Ibrahim)
P.O.BOX 772177
Coral Springs FL. 33077

February 13,2011
School Board Broward County
Mrs./ Marlyin Batista Esq.
600 S.E. 3rd Ave
Fort Lauderdale FL. 33301

Re: Nasra M. Arafat (pervious married Ibrahim) Vs. School Board Broward County (Public Schools)
Case No. 11-62525 CV - Dimitrouleas

Plaintiff 2nd Notice Regarding IN Person Meeting (1st conference)

Dear Mrs. Marlyin:

As I'm waiting for your response since our phone conversation on Feb. 03,2012 as you advised me that you will check your agenda regarding our meeting dated Feb. 15,2012 to be in person not by phone after I explained to you why it is essential for me as a pro-se who obligated to defend her constitutional right by her self. In addition there is no any 3rd party presented me by any way, and I don't understand why your name claimed as a party for service purpose?. Please let me know because Feb. 15,2012 is almost there while I have time limitation to file other court papers in other court case plus other urgent issue which place to live and I need to be available to meet with you in person as we agreed. Also I need to get all information's, materials and persons names who involving in the case by any way according to discovery rule.

It is essential to organized timely court requirements on basis of rules and laws other wise I will be obligated to file specific requirements by my self as by the court rules. In addition to avoid what occurred previously when I prepared timely legal documents using necessary form within the time limitation to our proposed joint scheduling report and discovery plan report. But your office failed to let me know if they received them or let me talk to you while all send by fax and mail according to my record. Later and until you confirmed to me that you received them when I attempted to reach you again by phone on Feb.03, 2012.

I believe if your office informed you on time then there was no need to prepare this joint scheduling report and proposed discovery plan again which not differ than mine which previously send within time limitation to your office nor asking court to dismiss my complaint based on untrue information. But we agree to work together and either draft can be used I have no problem with it as fare as both comply and fit according to court rules and laws. I'm still holding the same date as Feb. 15,2012 for in person meeting or otherwise another date based on your response as you advised that you will contact me also the place need to be known. Your reply is crucial to the matter in order for us to comply with all time limitation by court order and rules for reasonable relief. I certify that the above notice is true and correct to the best of my knowledge send by fax and mail on 02/14/2012.

Thank you for your time and attention to this matter

Sincerely

Nasra M. Arafat 2/14/2012

Nasra M. Arafat / plaintiff

Cc:
EEOC Miami Office

2nd notice for meeting

Plaintiff's Signature:

Nasra M. Arafat (p.m.n Ibrahim)
P.O.BOX 772177
Coral Springs FL. 33077

February 22,2012

School Board Broward County
Mrs./ Marlyin Batista Esq.
Legal Department/ (Public Schools)
600 S.E. 3rd Ave
Fort Lauderdale FL, 33301

Re: Nasra M. Arafat (pervious married Ibarhim) Vs. School Board Broward County (Public Schools) Case No. 11-62525 CV - Dimitrouleas

Response And Objection To Inaccurate Information

Plaintiff's response to your 6 documents with cover sheet dated 02/16/2012 and to our meeting for few minutes at the school district lobby on Feb. 15,2012 1:00 pm as follow:-

1- I did comply with 16.1(b)(4) as I did send my (draft orders) within 14 days from your 1st appearance dated Dec. 15,2011 using form 52 with my notice of requirements as a pro se / plaintiff in addition to my request dated Dec, 31,2011 for in person meeting.

2- I didn't and never canceled our meeting on Feb. 15,2012 please see attached requests for early meting [in person] 1st request dated Dec. 31,2011 and 2nd request dated Feb. 13,2012.

3- On Feb. 3rd after I left important message in your office. Therefore you did call me on Feb. 03,2012 and you agreed for person meeting but you stated that: [you have to check your agenda and you will call me back} of course to know the date only when Feb. 15, become uncertain. Later and when you didn't contacted me I did send my corresponding dated Feb. 13,2012 and called again on Feb. 14, 2012 and I left message with your office if you will reschedule Feb. 15,2012, My point was clear if you going to changed it then make it on 22nd ,23rd , or 24th Feb, 2012. There was no response since your agreement on Feb. 03,2012 to me till the end of the day of Feb. 14,2012 as you stated previously which also you indicated the place. Therefore I came to School Board at the listed address above on Feb. 15,2012 as you indicated.

4- I did consider your agreement by phone on Feb. 03,2012 to meet in person as legal stipulations as we agreed to work together again in good faith after your motion to dismiss on 01/30/2012 according to rules as well as court order. Your statement on Feb. 03,2012 means that Feb. 15, become no longer reserved as you agreed for in person meeting but the time yet was not conformed by you. Therefore I didn't file response on your motion dated Jan. 30,2012 to dismiss with 14 days according to rule 7.1 (c) (1). Also I did send another notice dated Feb. 13,2012 as attached after I changed my schedule and I replacement with other matter. Therefore I left message with your staff if there is reschedule then these above date to be considered because it is to late to come tomorrow after I changed my schedule and no response on which date. There was

no confirmation for Feb. 15, 2012 since we agreed for in person meeting on Feb. 03,2012 till the end of the day on Feb. 14,2012.

5-ater you faxed me another note to reschedule date only in less than two hours while I was in my way as I did come on Feb. 15, 2012 at 1:00 pm and I meet with you after I changed all my schedules again twice and still need to know which date from Feb. 22nd , 23rd and 24th , 2012, till you indicated on your notice dated Feb. 16,2012 after our personal confirmation in person on Feb. 15,2012 at the lobby and later I received confirmation by fax on Feb. 16,2012 for in person meeting to be on Feb. 24,2012 as I requested from you to be in writing.

6-Although I attempted to meet and confer with you as crucial step to work together required by rules and court orders 1st with disregard to out come but your failure to comply from very beginning especially for pre-filing conferences caused disturbance. Hopefully this inconsistent and unreasonable time for response will not occurred again especially after your stipulation on Feb. 03,2012 to work together in good faith for productive resolution. Also your leak to response to my informal and formal requests and to other legal materials was unnecessary. Hopefully we will meet on Feb. 24,2012 as you confirmed on Feb. 16,2012 and I also confirmed again with your office; other wise I have to file by my self as pro-se all legal requirements in the court on basis of all information and record I provided including other filing within 35 days from your responsive pleading on 01/30/2012 as extended by court order. Please review all my attachments again.

Thank you

Sincerely

Nasra M. Arafat
2/22/12

Nasra M. Arafat

Nasra M. Arafat (p.m.n Ibrahim)
P.O.BOX 772177
Coral Springs FL. 33077

February 28,2012

Mr./ Michael Burke Esq.
For/ School Board (public schools)
2455 East Sunrise Blv.
Fort Lauderdale FL, 33304

Re: Nasra M. Arafat (pervious married Ibarhim) Vs. School Board Broward County (Public Schools) Case No. 11-62525 CV - Dimitrouleas

Acknowledgment

Dear Mr./ Burke and associates:

Thank you for your time on Feb. 24,2012 as well as your Co-worker Mr./ Damian H. Albert H. Esq. and welcome to joint this above style case to present Broward County School Board as you replacement the pervious Lawyer Mrs./ Marylyn Batista while she did withdraw officially on Feb. 17,2012.

1-I would like to forward a copy from last record was provided to Mrs./ Batista as a final record she connected with when she failed to comply with Fed. Civ. R. P. This record included Plaintiff's notice to file legal documents according to rule 16.1 with my draft joint scheduling reports and order which dated and send on Dec. 31,2011.

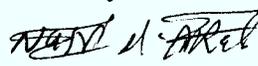
2-In addition while you and your associate Mr. / Albert who joint our meeting on Feb. 24,2012 was first time for me to know all of you after you appeared suddenly on this case on Feb. 24,2012 instead of Mrs./ Batista while we did review together the joint draft scheduling reports. Therefore may be you need some time to review the case plus essential points to determined further steps but respectfully the following issues must be consider on time based on rules and court orders as follow:-

(a) The joint reports must be completed and signed by both me as Plaintiff and your associate who will be in charge for presenting school board (public schools) which must be filed within 35 days from Jan. 30,2012. This date after pervious lawyer's stipulation on Feb. 03,2012 to continuo to proceed in good faith after her filling to dismiss and for strike my complaint. Therefore we all agreed to work together again.

(b) In addition to other information / record (any materials as listed on basis of Rule 26 discovery plan to be exchange as soon as possible we can).

Thank you for time and your understanding

Sincerely


2/28/12
Nasra M. Arafat

A 9

Nasra M. Arafat (p.m.n Ibrahim)
P.O.BOX 772177
Coral Springs FL. 33077

December 16,2011

School Board Broward County
Mrs./ Marlyin Batista
Legal Department/ (Public Schools)
600 S.E. 3rd Ave
Fort Lauderdale FL, 33301

RE:-Case No. 11-62525 CV - Dimitrouleas
Nasra M. Arafat
(pervious married Ibarhim .

Plaintiff,

Vs.

School Board Broward County (Broward.
County Public Schools)
Respondent,

Notice to meet and discuss

Dear Mrs./ Marlyin:

I'm as a pro-se on response to your request on Dec. 15,2011 through our telephone communication on Dec. 15,2011 when you called me which I do really appreciated. Please be advised that any request for any matter regarding the case will be in writing and in person to report it officially with valid signature by me on any issue or request within the rules and according to provision of the law as follow:

1- I have no problem to confer and meet at the school board district as place for our communication at the above respondent address or if any other place at the US district court if it is possible and you agree with as you stated that you will be presenting the respondent name as indicated above.

2- I'm available to meet with you based on your determination for the time and date except if there is E.R. emergency room situation or I have a court date in circuit court I will not be available and I will reschedule it immediately. Therefore please contact me through my Telefax. # 954-247-9061 home phone number. Also I will continuo calling you if there is a problem to reach me by phone till we can set best time and date for you while I'm available all the time and because I have no other phone or cell phone and if this home phone changed I will inform you immediately.

3- In addition my mailing address above is stable and exist since 1996 while our communication on any issue related to the subject matter / case will be in person and must be reported to fulfill

the court order and law provision to avoid any delay in this particular case while my life was and currently severely impacted and any delay will not reflecting not expediting relief but also will delay the regular routine process for reasonable and fair relief especially in this particular case. I will look forward to hear from you to meet as soon as you provide me with the date, time and place to act in good faith in attempting to resolve the issue on the basis of law of pre-filing conference.

I certify that this notice send by fax and mail on Dec. 16,2011 to respondent by mail and fax # 754-321-2705 and any other as listed below.

Thank you for your time and attention to this matter

Cc:
EEOC Miami Office 2 South Biscayne Blv. Suit # 2700 Miami Fl, 33131 Fax #305-808-1855



Pro-Se /plaintiff
Nasra M. Arafat
P.O.BOX 772177
Coral Springs FL, 33077

12/16/11

I, full legal name Nasra M. Arafat none lawyer at P.O. Box 772177 Coral Springs FL,33077 , helped her self who is the Plaintiff to prepare & file all her legal requirements.

United States District Court Southern District Of Florida

Case No. 11-62525 CIV- Dimitrouleas / Snow

Nasra M. Arafat
(pervious married name Ibarhim)
Plaintiff,

Vs.

School Board Broward County (Broward.
County Public Schools)
Defendant,

FILED BY _____
2012 MAR -5 PM 4:02
STEFAN H. JACOBSON
CLERK U.S. DIST. CT.
S.D. OF FLA.-FTL

Plaintiff's Notice Of Filing Propose Order For Mediation

Plaintiff Nasra M. Arafat pro-se files the proposed orders of referral for mediation and scheduling mediation with accordance to rule 16.2 (h).

Respectfully submitted:

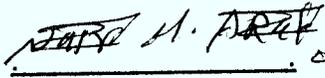
Date: March 05,2012

Nasra M. Arafat
Plaintiff / pro-se 03/05/2012

Nasra M. Araft
P.O.BOX 772177
Coral Springs FL, 33077

Certificate of Service

I hereby certify as pro-se that a true and correct copy of the foregoing, Plaintiff's notice to files proposed order for Order Of Referral For Mediation and ORDER OF SCHEDULING MEDIATION was served with the clerk of the court and send by mail and fax on March 05,2012 on all counsel or parties of record on the Service List below.

 03/05/2012
Signature of plaintiff

SERVICE LIST

Defendant / School Board Broward County

Michael T. Burke and Damiane H. Albert Esq.
For/ School Board Broward County (public schools)
2455 East Sunrise Blv. Suite # 1000
Fort Lauderdale FL, 33304

And,

Omitting party / EEOC Local Office
2 South Biscayne Blv. Suite # 2700
Miami FL, 33131

Date: March 05 ,2012

Nasra M. Arafat Pro-Se /plaintiff
P.O.BOX 772177
Coral Springs FL, 33077

United States District Court Southern District Of Florida

Case No. 11-62525 CIV- Dimitrouleas / Snow

Nasra M. Arafat
(pervious married name Ibarhim)
Plaintiff,

Vs.

School Board Broward County (Broward.
County Public Schools)
Defendant,

Order Of Referral For Mediation

Trail Having Been set in this matter for _____, 2012 Pursuant to federal Rule
Of Civil Procedure 16 and local Rule 16.2, it is herby

ORDERED AND ADJUDGED as follow:

1. All parties are required to participate in mediation. The mediation shall be completed no later than sixty (60) days before the scheduled trail date.
2. Plaintiff's counsel, or another attorney agreed upon by all counsel of record and any unrepresented parties shall be responsible for scheduling the mediation conference. The parties are encouraged to avail themselves of the services of any mediation on the list of certified Mediators, maintained in the office of the Clerk of the Court, but may select any other mediator. The parties shall agree up on a mediator within fourteen (14) days from the date hereof. If is no agreement, lead counsel shall promptly notify the Clerk of the Court in writing and the Clerk of the Court Shall designate a mediator from the list of Certified Mediators, which designation shall be made on a blind rotation basis.
3. A place, date and time for mediators convenient to the mediator, counsel of record, and unrepresented parties shall be established. The lead attorney shall complete the form order attached and submit it to the court.
4. Pursuant to local Rule 16.2 (e), the appearance of counsel and each party or representatives of each party with full authority to enter into a full and complete compromise and settlement is mandatory. If

insurance is involved, an adjuster with authority up to the policy limits or the most recent demand, whichever is lower, shall attend.

5. All proceedings of the mediation shall be confidential and privileged.

6. At least Fourteen days (14) prior to the mediation date, each party shall present to the mediator a confidential brief written summary of the case identifying issues to be resolved.

7. The court may impose sanctions against parties and / or counsel who do not comply with the attendance or settlement authority requirements herein who otherwise violate the terms of this Order. The mediator shall report non-attendance and may recommended imposition of sanction by the Court for non-attendance.

8. The mediator shall be compensated in accordance with standing order of the Court entered pursuant to Local Rule 16.2(b)(6), or on such basis as may be agreed to in writing by the parties and the mediator selected by the parties. The cost of mediation shall be shared equally by parties unless otherwise ordered by the Court. All payment shall be remitted to the mediator within forty -five (45) days of the date of the bill. Notice to the mediator of cancellation or settlement prior to the scheduled mediation conference must be given at least three (3) full business days in advance. Failure to do so will result in imposition of a fee two (2) hours.

9. If a full partial settlement is reached in this case, counsel shall promptly notify the Court of the settlement in accordance with Local Rule 16.2(f), by the filling of a notice of settlement signed by counsel of record within fourteen (14) days of the mediation conference. Therefore the parties shall forthwith submit an appropriate pleading concluding the case.

10. Within seven (7) days following the mediation conference the mediator shall file a Mediation Report indicating whether all required parties were present. The report shall also indicate whether the case settled (in full or in part), was adjourned, or whether the case did not settle.

11. If mediation is not conducted, the case be stricken from the trail calendar, and other sanctions may be imposed.

DONE AND ORDERED this _____ day of _____, 2012.

U.S. District Judge
William P. Dimitrouleas

Copies furnished:
All counsel of record:

Nasra M. Arafat / plaintiff pro se
Michael T. Burke, / counsel for defendant

United States District Court Southern District Of Florida

Case No. 11-62525 CIV- Dimitrouleas / Snow

Nasra M. Arafat
(pervious married name Ibarhim)
Plaintiff,
Vs.

School Board Broward County (Broward.
County Public Schools)
Defendant,

_____ /

ORDER OF SCHEDULING MEDIATION

The mediation conference in this matter shall be held with _____ on
_____, 2012 at _____ (am/pm at U. S. District Court Fort Lauderdale Florida

DONE AND ORDERED this _____ day of _____, 2012.

U.S. District Judge
William P. Dimitrouleas

Copies furnished:
All counsel of record:

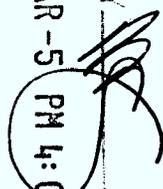
Michael T. Burke, / counsel for defendant
Nasra M. Arafat / plaintiff pro se

United States District Court Southern District Of Florida

Case No. 11-62525 CIV- Dimitrouleas / Snow

Nasra M. Arafat
(pervious married name Ibarhim)
Plaintiff,

Vs.
School Board Broward County (Broward.
County Public Schools)
Defendant,

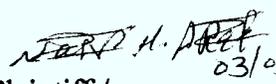
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2012 MAR -5 PM 4:03
STEVEN H. LAYMON
CLERK U.S. DIST. CT.
S.D. OF FLA.-FTL

Plaintiff's Notice Of Filing Joint Scheduling Report

Plaintiff Nasra M. Arafat pro-se files the joint scheduling report as required by court order dated Nov. 29,2011 [D.E. 8] p. # 2section # 4. This report accompany by the scheduling order according to L.R. 16.1 (b) (3) which prepared by defendant's counsel as a result of the parties' joint scheduling report dated March 05,2012.

Respectfully submit:

Date: March 05,2012


Plaintiff / pro-se 03/05/2012

Nasra M. Araft
P.O.BOX 772177
Coral Springs FL, 33077

Certificate of Service

I hereby certify as pro-se that a true and correct copy of the foregoing, Plaintiff's notice to files joint scheduling report accompany with proposed scheduling order was served with the clerk of the court and send by mail and fax on March 05,2012 on all counsel or parties of record on the Service List below.

 03/05/2012
Signature of plaintiff

SERVICE LIST

Defendant / School Board Broward County

Michael T. Burke and Damian H. Albert Esq.
For/ School Board Broward County (public schools)
2455 East Sunrise Blv. Suite # 1000
Fort Lauderdale FL, 33304

And,

Omitting party / EEOC Local Office
2 South Biscayne Blv. Suite # 2700
Miami FL, 33131

Date: March 05 ,2012

United States District Court Southern District Of Florida

Case No. 11-62525 CIV- Dimitrouleas / Snow

Nasra M. Arafat
(pervious married name Ibarhim)
Plaintiff,

Vs.

School Board Broward County (Broward.
County Public Schools)
Defendant,

FILED BY 
2012 MAR -5 PM 4:03
STEPHEN H. ALA...
CLERK U.S. DIST. CT.
S.D. OF FLA.-FTL

Parties' Scheduling Report

- 1. The following person participate in rule 26(f) conference:** on Feb. 24, 2012 by plaintiff Nasra M. Arafat pro-se and defendant's counsels Michael T. Burke and Damian H. Albert: IN PERSON and determined the case for standards track L.R 16. 1 (2)(B)
- 2- Initial disclosure:** The parties { have not completed } { will completed before or on March 30, 2012. The initial discovery required by rule 26(a)(1).
- 3. Discovery plan.** The parties propose this discovery plan:

(Separate paragraph or sub-paragraphs if the parties disagree provided)

- (a) Discovery will be need it on these subject:
 - Plaintiff:** All subjects listed in plaintiff's complaint [plaintiff's claims of employment discriminations acts under Title of the civil Rights Act of 1964, the Age Discrimination in Employment Act (ADEA), the fair Labor Standards Act, the Equal Pay Act (EPA) and all other claims listed in plaintiff's compliant.
 - Defendant:** did not specified any subject except stated that the electronic stored information will be send to plaintiff by fax and by mail but no subject about it is.
- (b) Disclosure or discovery of electronically stored information should be handled as follow:
 - Plaintiff** has none except what was provided by defendant when plaintiff requested them after the wrongful termination on April 28,2010 which in printed form will be used as exhibits against defendant.
 - Defendant:** propose that electronically stored information will be printed and provided in printed form.

- (c) The parties have agreed to an order regarding claims of privilege or of protection as trial preparation material asserted after production, as follows: the provision of proposed order

Plaintiff: agree but the provision of proposed order can't be determined when defendant failed to comply with initial disclosure Fed. R. Civ. P. 26 (a)(1) and court order dated Nov. 29, 2011 {D.E. 8} and following order with same provision meet, discuss and not to delay to provide requirements.

Defendant: disagree at this time

- (d) Dates for commencing and completing discovery, including discovery to be commenced or completed before other discovery.

Plaintiff: March 14, 2012 and to be completed at least 90 days before trial

Defendant: propose April 15, 2012 and end date on Sep. 03, 2012

- (e) Maximum number of interrogatories by each party to another party, along with dates the answer due.

Plaintiff: has no number at this present time Answer will be thirty (30) days

Defendant: in put twenty five (25) Answer in thirty (30) days

- (f) Maximum number of requests for admission, along with the dates responses are due

Plaintiff: approximately fifty (50) due date for response thirty (30) days

Defendant: twenty five (25) due date for response thirty (30) days

- (g) Maximum number of depositions for each party.

Plaintiff: pending at this present time

Defendant: ten (10)

- (h) Limit on the length of deposition in hours

Plaintiff: unknown temporarily

Defendant: four (4) hours

- (i) Dates for exchanging reports of expert witnesses

Plaintiff: pending at this present time / or if any will be according to R. 26(a)(2)(B) or (C) at least ninety (90) days before trial or thirty (30) days after disclosure of contradiction by another Fed. R. P. 26(a)(2)(B).

Defendant: input before August 06, 2012

- (j) Dates for supplementations under rule 26(e):

Plaintiff: will be completed and corrected if required in within timely manner
At least ninety (90) days before trail

Defendant: before August 06,2012

4. Other items:

- (a) A date if the parties ask to meet with the court before a scheduling order entered
Both parties not requested it.
- (b) Requested dates for pretrial conferences
Plaintiff: will be within time limitation after the court final input for trial while
parties has conflict for trail date (time) plaintiff assume on Nov. 14,2012
defendant in put on Jan. 14,2013.
Defendant: input on October 14,2012
- (c) Final dates the plaintiff to amend pleadings or to join parties.
due date to amend at May 02,2012
- (d) Final dates the defendant to amend pleadings or to join parties.
Due date to amend pleadings at May 02,2012
- (e) Final dates to file dispositive motions.
Parties input July 24,2012
- (f) State the prospects for settlement.
Plaintiff: have two educational projects based research and experiences should be
implemented in work place operating by defendant which fully organized
and planed.
Defendant: input, counsel of defendant has recently been retained in the case. The
parties anticipate that settlement will be explored but do not have an
assessment of likelihood at this time. The parties will promptly advise the
Court of any settlement.
- (g) Identify any alternative dispute resolution procedures that may enhances settlement
prospects:
Plaintiff: will be based on the defendant clear identical dispute
Defendant: none at this time
- (h) Final dates for submitting rule 26(a)(3) witness list, designations of witnesses whose
testimony will be presented by deposition, and exhibit lists.
Plaintiff: ninety (90) days before trail Fed. Civ. R. P. 26 (a)(1) &(2)
Defendant: witness whose testimony will be presented by deposition be exchanged

on or before November 14,14,2012

(i) Final dates to file objection under rule 26 (a)(3):

Plaintiff: within 14 days after they are made unless court set different time

Defendant: in put, the parties propose that the deadline to file objections under Rule 26(a)(3) be set for November 28,2012.

(j) Suggested trial date and estimate of trial length

Plaintiff: November 14,2012

Defendant: Jan. 14,2012

Trail length parties agreed for seven (7) days

By signing as person or party certifies that: to the best of my knowledge, information and belief formed after a reasonable inquiry for scheduling report which result of parties names below whose conducting the 1st conference in this case on Feb. 24,2012:

Respectfully submit

March 05,2012


03/05/2012

Plaintiff / Pro-Se

Defendant's lawyers:

Nasra M. Arafat

Michael T. Burke and Damian H. Albert

By: plainitff

P.O.BOX 772177

Coral Springs FL 33077

by: Michael Burke Esq.

2455 E. Sunrise Blv. #1000

Ft. Lauderdale FL, 33304

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
Case No. 11-62525-CIV-DIMITROULEAS/SNOW

NASRA M. ARAFAT,

Plaintiff,

v.

SCHOOL BOARD OF BROWARD
COUNTY,

Defendant.

SCHEDULING ORDER

THIS MATTER came before the Court on the parties' Joint Scheduling Report, having reviewed the report and being otherwise advised in the premises, the Court's adopts the following designations and deadlines:

A. Designation of Track:

_____ Track.

B. Discovery Schedule:

By	March 30, 2012	Each party shall exchange lists of all witnesses then believed to have knowledge of the facts supporting the material allegations of the pleading filed by that party, and each party shall exchange all documents then available or subject to its control that they contemplate using as evidence in support of any allegations of the pleading filed by that party.
By	April 15, 2012	Discovery shall commence.
By	August 6, 2012	The parties shall exchange expert witness reports.
By	August 6, 2012	The parties shall provide supplementations pursuant to Rule 26(e).

- By September 3, 2012 All discovery shall be completed
- By September 24, 2012 The parties shall file dispositive motions.
- By September 3, 2012 All expert discovery shall be completed.
- By September 3, 2012 All non-expert discovery shall be completed.
- By November 14, 2012 The parties shall submit Rule 26(a)(3) witness lists, designations of witnesses whose testimony will be presented by deposition and exhibit lists
- By November 28, 2012 The parties shall filed Objections under Rule 26(a)(3)

Electronically stored information - Shall be printed and provided in printed form.

C. Agreements with respect to claims of privilege or protection of trial preparation material after Production:

None contemplated at this time.

D. Deadline to Join Additional Parties/Amend Pleadings

May 2, 2012

E. Deadlines for Filing All Pre-Trial Motions

_____, 2013

F. Deadline to Resolve All Pre-Trial Motions

_____, 2013

G. Proposed Use of Manual for Complex Litigation and other Rule variations

None contemplated at this time.

H. Pretrial Conference

_____, 2012

I. Trial Date

Mar. 1. 2012 5:14PM

No. 1329 P. 11

_____, 2013

DONE AND ORDERED in Fort Lauderdale, Florida, this ____ day of March, 2012.

WILLIAM P. DIMITROULEAS
UNITED STATES DISTRICT JUDGE

cc: Nasra M. Arafat
Michael T. Burke, Esq.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
Case No. 11-62525-CIV-DIMITROULEAS/SNOW**

NASRA M. ARAFAT,

Plaintiff,

v.

SCHOOL BOARD OF BROWARD
COUNTY,

Defendant.

DEFENDANT’S NOTICE OF CORRECTION OF JOINT SCHEDULING REPORT

Defendant, School Board of Broward County (School Board), by and through its undersigned attorneys, hereby files this Notice of Correction of the Joint Scheduling Report (DE 27 and DE 28) filed by pro se Plaintiff, Nasra M. Arafat, and states as follows:

1. Section 3(a) Discovery will be need (sic) on these subjects indicates as to the Defendant’s position “did not specified (sic) any subject except stated that the electronic stored information will be send (sic) to plaintiff by fax and by mail but no subject about it is (sic). The Defendant maintains that the section should read:

Defendant: Plaintiff’s employment with the school district including claims of employment discrimination under Title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act (ADEA), the Fair Labor Standards Act (FLSA), the Equal Pay Act (EPA) and all other claims in Plaintiff Arafat’s complaint.

2. Section 3(b) Disclosure or discovery of electronically stored information should be handled as follow (sic) indicates as to Defendant's position "The form or forms of production printed form". The Defendant maintains that the section should read:

Defendant: The Defendant proposes that electronically stored information will be printed and provided in printed form.

3. Section 4(b) Requested dates for pretrial conferences (sic) indicates as to the Defendant's position "input on October 14, 2012. The Defendant maintains that the section should read:

Defendant: The Defendant requests a pretrial conference on December 14, 2012.

4. Section 4(e) Final Dates to File Disposition Motion (sic) indicates as to the Defendant's position "Parties input July 24, 2012." The Defendant maintains that the section should read:

Defendant: The Defendant proposes that the deadline to file dispositive motions be set as September 24, 2012.

5. Section 4(j) Suggested trial date and estimate of trial length indicates as to the Defendant's position "January 14, 2012". The Defendant maintains that the section should read:

Defendant: January 14, 2013.

6. This Motion is made in good faith and not for the purpose of delay.

WHEREFORE, for good cause shown, Defendant School Board of Broward County respectfully requests that this Honorable Court enter an Order amending the Joint Scheduling Report submitted by pro se Plaintiff Nasra M. Arafat to accurately reflect Defendant's position as stated herein.

March 6, 2012
Fort Lauderdale, Florida

JOHNSON, ANSELMO, MURDOCH,
BURKE, PIPER & HOCHMAN, P.A.
Attorneys for Defendant
2455 East Sunrise Boulevard, Suite 1000
Fort Lauderdale, Florida 33304
Telephone: (954) 463-0100
Facsimile: (954) 463-2444

By: /s/ Michael T. Burke, Esquire
Michael T. Burke

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on 6th day of March, 2012, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of records or pro se parties identified on the attached Service List in the manner specified, either via transmission of Notice of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing. Specifically, the foregoing document was served on *Pro Se* Plaintiff, NASRA M. ARAFAT by U.S. mail to NASRA M. ARAFAT, P.O. Box 772177, Coral Springs, FL 33077.

/s/ Michael T. Burke
Michael T. Burke, Esquire

SERVICE LIST

**Nasra M. Arafat vs. School Board of Broward County
Case No. 11-62525-CIV-DIMITROULEAS/SNOW**

NASRA M. ARAFAT
Pro-Se Plaintiff
P.O. Box 772177
Coral Springs, FL 33077

Michael T. Burke, Esquire
Burke@jambg.com
Johnson, Anselmo, Murdoch,
Burke, Piper & Hochman, P.A.
2455 East Sunrise Boulevard, Suite 1000
Fort Lauderdale, Florida 33304
Telephone: (954) 463-0100
Facsimile: (954) 463-2444
Counsel for Defendant School Board of Broward County

/s/Michael T. Burke
Michael T. Burke, Esquire

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 11-62525-CIV-DIMITROULEAS/SNOW

NASRA M. ARAFAT,

Plaintiff,

vs.

SCHOOL BOARD OF
BROWARD COUNTY,

Defendant.

ORDER GRANTING MOTION TO DISMISS

THIS CAUSE is before the Court upon Defendant's Motion to Dismiss Plaintiff's Complaint or in the Alternative Motion for a More Definite Statement [DE 20], filed January 30, 2012, and Defendant's Motion to Strike Exhibits to the Complaint [DE 21], filed the same day. The Court has carefully considered the Motions and Plaintiff's Response [DE 25] and is otherwise fully advised in the premises.

Plaintiff filed a rambling, single-spaced, thirty page Complaint with seventy-five pages of exhibits. Although it is clear that Plaintiff believes that she was the subject of unlawful discrimination when she was terminated from her employment, it is impossible to discern the factual allegations on which her claims rest and the exact claims that she is pursuing.

Federal Rule of Civil Procedure 8(a)(2) requires a pleading to contain a "short and plain statement of the claim showing that the pleader is entitled to relief." Each allegation must be simple, concise, and direct. *Id.* R. 8(d)(1). If a plaintiff fails to make sufficient coherent factual allegations, then that plaintiff has failed in his or her "obligation to provide the 'grounds' of [his

or her] entitlement to relief.” *See Bell Atl. Corp. v. Twombly*, 550 U.S. 544, 555 (2007) (citations omitted). Plaintiff’s complaint contains conclusory allegations that unnamed laws have been violated in vaguely described ways, but this is not sufficient to show an entitlement to relief. *See Ashcroft v. Iqbal*, 129 S. Ct. 1937, 1949 (2009) (requiring more than an “unadorned, the-defendant-unlawfully-harmed-me accusation” in order to survive a motion to dismiss for failure to state a claim).

Furthermore, Federal Rule of Civil Procedure 10(b) requires claims to be set forth in numbered paragraphs, with each paragraph confined to a single set of circumstances. Rule 10(b) also requires each claim founded on a separate transaction or occurrence to be stated in a separate count, if it would promote clarity. In this case, separate counts would promote clarity. A court should require the Plaintiff to refile the complaint if it does not comply with these rules. *See Davis v. Coca-Cola Bottling Co. Consol.*, 516 F.3d 955, 983-84 (11th Cir. 2008) (admonishing court to require more definite statements when Rule 10(b) is violated).

Plaintiff’s Complaint is best described as a “shotgun” pleading. A shotgun pleading is a pleading in which “it is virtually impossible to know which allegations of fact are intended to support which claim(s) for relief.” *Anderson v. Dist. Bd. of Trustees of Cent. Fla. Cmty. Coll.*, 77 F.3d 364, 366 (11th Cir. 1996). A defendant is not expected to frame a responsive pleading to such a complaint. *Id.* There are important policy reasons for rejecting shotgun pleadings:

Shotgun pleadings, whether filed by plaintiffs or defendants, exact an intolerable toll on the trial court’s docket, lead to unnecessary and unchannelled discovery, and impose unwarranted expense on the litigants, the court and the court’s parajudicial personnel and resources. Moreover, justice is delayed for the litigants who are “standing in line,” waiting for their cases to be heard.

Cramer v. Florida, 117 F.3d 1258, 1263 (11th Cir. 1997).

Even though Plaintiff is proceeding pro se, she is not excused from complying with the aforementioned rules of civil procedure. The Supreme Court has made this clear:

“[W]e have never suggested that procedural rules in ordinary civil litigation should be interpreted so as to excuse mistakes by those who proceed without counsel

[E]xperience teaches that strict adherence to the procedural requirements specified by the legislature is the best guarantee of evenhanded administration of the law.” *McNeil v.*

United States, 508 U.S. 106, 113 (1993) (quoting *Mohasco Corp. v. Silver*, 447 U.S. 807, 826 (1980)). Because Plaintiff has failed to comply, Defendant’s Motion shall be granted.

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. Defendant’s Motion to Dismiss Plaintiff’s Complaint or in the Alternative Motion for a More Definite Statement [DE 20] is **GRANTED**;
2. Plaintiff’s Complaint [DE 1] is **DISMISSED AND STRICKEN without prejudice**. If desired, Plaintiff may file an amended complaint on or before March 23, 2012, that complies with the Federal Rules of Civil Procedure, the Southern District of Florida Local Rules, and this Order. In redrafting an amended complaint, the Plaintiff shall set forth each legal claim in a separate count. Further, each count shall state with specificity both the factual and legal basis for each claim it sets forth in separately numbered, concise, direct paragraphs. Other numbered paragraphs may be incorporated by reference but this must be done with particular care so that only relevant paragraphs are referenced. It is impermissible to attempt a wholesale incorporation by reference of all preceding

paragraphs. A failure to comply with this Order may result in a dismissal with prejudice of this action.

3. Defendant's Motion to Strike Exhibits to the Complaint [DE 21] is **DENIED AS MOOT** with leave to refile if necessary.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County, Florida, this

8th day of March, 2012.


WILLIAM P. DIMITROULEAS
United States District Judge

Copies furnished to:
Counsel of Record

Nasra M. Arafat, pro se
P.O. Box 772177
Coral Springs, FL 33077

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 11-62525-CIV-DIMITROULEAS/SNOW

NASRA M. ARAFAT,

Plaintiff,

vs.

SCHOOL BOARD OF
BROWARD COUNTY,

Defendant.

ORDER GRANTING EXTENSION OF TIME TO AMEND COMPLAINT

THIS CAUSE is before the Court upon Plaintiff's Motion for Extension of Time to Amend and Re-file Plaintiff's Original Complaint [DE 31], filed March 15, 2012. The Court has carefully considered the Motion and is otherwise fully advised in the premises.

This Court previously dismissed Plaintiff's Complaint because it was a "rambling, single-spaced, thirty page Complaint with seventy-five pages of exhibits" that did not comply with Federal Rules of Civil Procedure 8(a) and 10(b) and that failed to state a claim. [DE 30]. The Court granted Plaintiff an opportunity to refile an amended complaint on or before March 23, 2012. Plaintiff states that she would like file an amended complaint, but would like to retain an attorney first. She needs the additional time in order to secure an attorney.

If an attorney will take this case and can comply with the requirements of Federal Rule of Civil Procedure 11, then the Court believes that further litigation will be much smoother. Therefore, the Court sees good cause to grant an extension of time to allow Plaintiff to retain counsel and amend her complaint. Plaintiff should not anticipate any further extensions of time.

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. Plaintiff's Motion for Extension of Time to Amend and Re-file Plaintiff's Original Complaint [DE 31] is **GRANTED**;
2. If desired, Plaintiff may file an amended complaint on or before April 23, 2012, that complies with the Federal Rules of Civil Procedure, the Southern District of Florida Local Rules, and this Order. In redrafting an amended complaint, the Plaintiff shall set forth each legal claim in a separate count. Further, each count shall state with specificity both the factual and legal basis for each claim it sets forth in separately numbered, concise, direct paragraphs. Other numbered paragraphs may be incorporated by reference but this must be done with particular care so that only relevant paragraphs are referenced. It is impermissible to attempt a wholesale incorporation by reference of all preceding paragraphs. A failure to comply with this Order may result in a dismissal with prejudice of this action.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County, Florida, this
16th day of March, 2012.

Copies furnished to:
Counsel of Record

Nasra M. Arafat, pro se
P.O. Box 772177
Coral Springs, FL 33077


WILLIAM P. DIMITROULEAS
United States District Judge

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Case No. 11-62525- CIV - DIMITROULEAS / SNOW

Nasra M. Arafat
(pervious married Ibarhim .
Plaintiff,

Vs.

School Board Broward County (Broward.
County Public Schools)
Respondent,

_____ /

FILED BY: [Signature]
2012 APR 23 PM 12:42
CLERK OF COURT
S.D. OF FLORIDA

PLAINTIFF'S AMENDED COMPLAINT

Plaintiff, Nasra M. Arafat pro-se comply with this court order [DE 32] to Amend and Re-file Plaintiff's Original Complaint of Employment Discrimination [DE1]. Plaintiff sues the Defendant, School Board Broward County (Public Schools) and alleges a claim as set forth below as follow:

1. Plaintiff DOES NOT demand a jury trial.
2. Plaintiff, respectfully alleges a claim for relief from defendant's discriminatory action pursuant to U.S.C. § 1311, 1343 under Title VII of the Civil Rights Act of 1964, on basis of section 703 (42 U.S.C. §2000e-) as amended with Civil Right Act of 1991(42 U.S.C. 1981a), and the Age Discrimination in Employment Act 1967 (ADEA) [29 U.S.C. § 631, § 633a, § 621 and § 626]. Also other relief sought under the Fair Labor Standards Act of 1938 FLSA [29 U.S.C. § 201] as amended, Equal Pay Act of 1963(EPA) [29 U.S.C. § 206(d)].
3. Plaintiff, Nasra M. Arafat is a residence of Broward County Florida, P.O.BOX 772177

Coral Springs Florida 33077, who is a former employee with defendant and currently not employed.

4. Defendant, School Board Broward County who is principal place operating the Educational Business of schools district located at 600 S.E. 3rd Ave. Fort Lauderdale Florida, 33301 which in control of all Broward County Public Schools in Florida.

5. Defendant has full responsibility over determination and application to an Equal Employment Opportunity / Equal Access Employer on basis of Federal law Equal Employment Opportunity (EEO) prohibiting Job Discrimination at all of different sits and assorted positions for 30,000.00 thirty thousands employees.

6. Plaintiff's work started on 2000/2001 school year as substitute teacher position for Science and Math at 99 % of all middle public schools which performing teachers' tasks and administrating teachers' lessons plans in the classrooms sits. Plaintiff had to submit a written recommendation to fix problem and to improve teaching, learning and discipline based research and experiences at the end of each school day.

7. On 2005/ 2006 school year plaintiff accepted Science Teacher 7th Grade level with full benefits by Deerfield Beach Middle School, taking full responsibility for each single student's academic achievement, discipline and all other mandatory responsibilities outside classroom sit.

8. Defendant demoted plaintiff's science teacher position which was offered by Deerfield Middle School after the Students Grade was entered by plaintiff for 1st Semester. Plaintiff resume her substitute teacher's position and added high school locations to her list in 2007 to add extra research as gradate student at this time.

9. Discriminatory acts occurred on beginning of November 2008 year till instructional staffing director / Becki Brito executed termination decision on April 28,2010 based on false six

evaluations which wasn't attached nor disclose to plaintiff who was working on this same day.

10. The pervious director no longer working and new director of instructional staffing / Susan Rocklemen didn't respond to plaintiff's several requests till Oct. 05,2010 for either send a copy from these negative evaluations or better salary and position / promotion

11. When the discriminatory acts started on November 2008; director of Equal Education Opportunity {EEO} / Dildra Matrin declined any assistant as stated that: "sub-teacher's position has no union or any other benefits to protect or defend their career".

12. Defendant ignored any response for plaintiff's request for reconciliation after Oct.05,2010 ;therefore timely a charge filed with the Equal Employment Opportunity Commission (EEOC) local Office on basis of age, national origin, race, religion, and sex at on February 1st,2011 and updated on 2nd ,2011 then amended by plaintiff on February 3rd ,2011 exhibit A1

13. Plaintiff's Right to Sue Notice issued by the Equal Employment Opportunity Commission (EEOC) was **received** on September 07,2011 exhibit A3.

14. Plaintiff did file timely motion for re-review on September 13, 2011 and for acknowledgment about inaccurate discriminations acts listed in EEOC decision. Plaintiff's motion was denied on Oct.19,2011, there was no any assistant for reconciliation or mediation.

15. The decision of Equal Employment Opportunity Commission (EEOC) Local office sated that: " The EEOC is unable to conduct that the information obtained establishes violation of Statutes; this does not certify that the Defendant is in compliance with the Statutes" .

16. **The discriminatory acts that are the basis of this suit are:**

- (a) Termination of my employment.
- (b) Denied equal pay, standard qualifying pay and qualifying position / promotion.
- (c) Harassment based gender and other general harassments.

(d) Failure for equal treatment, protection, and prevented public access right.

17. Defendant conduct as discriminatory on the following accounts:

Plaintiff's age, religion, marital status, race, national origin and gender.

18- **Plaintiff allege that the defendant has discriminated against plaintiff and that the following facts form the basis for my allegations as follow:**

(a) **Count I:** harassment, on April 16,2010 plaintiff reported to work instead of that school employees Mr./ Jonathan E. William and Jan Westrvelt at North East H. S. asked plaintiff at 7:40 am to leave the school as he stated that: " leave now go home...." after plaintiff rejected inappropriate touching by 2nd employee who was introduced by 1st one to direct me to the class I couldn't reach without a map. The 2nd male told me "ok come with me I will show you...." with prohibited physical act against the code of ethics. School employee subjected plaintiff to gender-based harassment and underestimated plaintiff's legal right to work in free harm and free harassment work place under Title VII civil right Act of 1964 by employee who consider a role model to operate educational institution with code of ethics.

(b) **Count II** failure to provide equal, reasonable or Standards Salary, Defendant kept plaintiff working in classroom for ten (10) consecutive years with \$10.80 ten dollars and eighty cents an hours/ without any benefits or raise. Such salary set for new substitute position who all later prompted and for employees with 60 credit hours who promoted if they earned college degree. Plaintiff was doing same tasks other employees does with same substitute teacher positions who got paid \$15.00 and \$25.00 an hour without benefits when plaintiff should have this same basic right to earn similar to these substitute teachers has same positions. Plaintiff 2nd right stayed diminishable for teachers and other assorted positions who got \$35-\$40 an hour with benefits while some of these employees less qualification, and many without certification.

Defendant denied plaintiff's career growth or reasonable salary which given to males and younger employees or given to other based on illegal basis when plaintiff has equal right on basis of Fair Labor Standard Act FLSA and as amended equal pay Act of 1963 EPA. In addition to miss delegation and mismanage specific funds designed for specific path but given to unqualified employees . In addition for abusing positions power and financial resources.

(c) **Count III:** prevented public access right or fill an application, the new director instructional staffing / Susan Rocklemen informed plaintiff that her file under review for possible promotion or disclose the evaluations documents as plaintiff requested. There was no response to neither requests; rather the new director/ Rocklemem followed plaintiff with a threat asking me to leave public job fair on Oct. 05,2010 has up to 400.00 four hundreds of professional vacancies at Signature Grant Davie Florida as she stated that: "we looking for fresh graduate". Director / Rocklemen's act was after another employee who know the matter and plaintiff guided plaintiff with all forms to be fill. This fair appeared on TV channel 7 the night of Oct. 4,2010. Defendant's action stressed plaintiff when it was front of crowed some of them had less priority and qualifications. Basic simple attitude and respect to each human being feeling and the equal right was diminished within advance civilization societies when plaintiff has full right to work based on her qualifications and as fare as she is able to perform same tasks and responsibility according to Age Discrimination in Employment Act (ADEA). This act in a field playing critical factor as essential element for modeling and raising future generations was painful experiences to plaintiff nor any body ever seen and wasn't expected in job fair for younger and old to attend.

(d) **Count IV:** demotion and termination of employment, after plaintiff's informed the supervisors and the board with consistent reports and records towards any misconduct which has direct reflection on student's welfare. Plaintiff who constantly stand by herself and complied

with the policies, based research, real experiences and based on Department of Education Regulations; plaintiff received no reward rather demotion on 2005/2006 school year after the 1st semester by principal/ Alessi, Vincent at Deerfield Beach middle. Later plaintiff terminated on April 28,2010. Defendant failed to sustain major responsibility in our societies and nation to benefit's the education system and to make necessary changes to cope with assorted Global problems for better future generations to end homelessness, hunger and preventing not curing the new diseases has no cure," **A theory of [supervisory liability]**". Rather intentional, wrongful termination was made based on false evaluation plaintiff.

19. Additional claims with supported facts:

[1]: Plaintiff submitted her updated qualifications after she earned her Master Degree / Educational Leadership in Management and Administration and after she obtained her National Science Teacher Certification / Chemistry. Plaintiff recent request dated Jan. 02,2010 to superintendent / James Notter, instructional staffing / Brito and a copy to School Board members. Plaintiff's qualification and subject matter listed by defendant as shortage area. Defendant elected others who less qualifications and experiences for professional vacancies based on like, dislike, match, not match which left plaintiff helpless and speechless.

[2]: There was no consequences applied by responsible employees against subordinates who delivered verbal and written harsh and slur words and committed unethical behaviors when such mental abuse and harassment was without any wrong act from plaintiff but was vice versa. Defendant failed to take proper actions against improper evaluations was disclosed to plaintiff after plaintiff's timely official response by informing defendant and when US Code § 3729 **false claim as indicated in (a) for liability for certain acts (1)(B) was violated.**

[3]: The six negative evaluations listed in the termination decision on April 28,2010 wasn't

disclosed till after 5 months later. These evaluations plus all any other false evaluations between 2002 year and 2010 year illegible to constitute this unlawful termination decision as follow:

(a) Termination decision made based on concrete conspiracy through specific schools which proceed on contrary to provisions of Public Record Polices, Fla. Stat. except as excluded by 119.071,1002.22(3)(d){students record}, Freedom Of Information Act (FOIA), the Department Of Education Policies and District Policies towards substitute teacher position rule which left plaintiff anguish and helpless.

(b) defendant used false evaluations as a few comparing with plaintiff's reward certifications recommendations for good conduct and perfect attendance. Some of these evaluations issued by school's principals which plaintiff never work with nor plaintiff requested in her list.

(c) these particular few schools asked to block plaintiff from working in their schools the reason was indicated not because plaintiff violated any law, rules or practiced any misconduct nor because improper behavior. The schools employees reasoning in their own writing indicated slur, unacceptable languages, direct discriminatory definitions and absolute personal opinions.

(d) some evaluations was timely answered as received by plaintiff when plaintiff was acknowledge with it ; when plaintiff should be rewarded by board upon martial facts plaintiff provided officially about these schools own problems.

20. **Defendant caused damages and injured plaintiff as follow:**

(a) Defendant's caused pain and suffering after plaintiff's life was impacted and yet can't be restore without this court power when situation could be different if there is no jobs available, the employer closing out, or plaintiff violated any law, committed or convicted with a crime.

(b) Evaluators leak of professionalism lead to underestimated human being's feeling and equal right to live independent with dignity which caused plaintiff to suffer mental anguish and

paralyzed plaintiff's focus and ability to move for few days (stroke) after Oct. 05,2010 act.

(c) Defendant's written, verbal and physical actions really harmed my feeling, destroyed my reputation and impacted my life socially, financially and prevented plaintiff from the better life she deserved after plaintiff's living status reach under the poverty lines in United States.

(d) Defendant's action become an extreme barrier for plaintiff to find a job in which plaintiff fully depend on for living including shelter, food and all other living necessities.

(e) Plaintiff become needy for necessities for living expenses and hardly find proper place for living / shelter without stable and adequate income. Plaintiff still depending on friends and other communities which plaintiff never know before for partial rent assistant till present.

(f) Plaintiff's life long education with a scientific background as a chemist for quality control environmental science, Master Degree in educational leadership and become National Certified Science Teacher / Chemistry during extraordinary circumstances was for purpose to achieve a dream rather all together paralyzed based on few false statments takes few minuets to make.

(g) Paralyzing implementation of plaintiff's two projects for science in middle schools and for especial need students based research, experiences caused sever injuries to our environment. All assorted problems in our measurable planet exist and can't be solve without and through the educational field and Scientific Methodology approach

(h) Plaintiff's credit destroyed for not paid her student's loan which has no bankruptcy or other resolution and could be fully forgiven by Department of Education if plaintiff was prompted in her field as shortage subject area in the system.

(i) Defendant caused irreparable harm to my credit and career which prevented plaintiff from enjoying any creditable financial benefits nor find a place to live or proper car and lost reasonable standards living status comparing to other who has same education and qualifications.