

evaluation can't be turn negative after 10 years experiences MS in education but supported by recent ones new ones. Why consideration for false negativity rather positively true ones to same situation?. Also the form we signed as substitute teacher didn't specify when this letters can be considered. But in fact it doesn't make sense because any employee should face consequences when any negative true act committed at any time. May be any employee can fired without reason at other employers but in this case there is discriminatory action and hate crime committed and become a matter of law if there is no fair judgment and suitable accommodation made to avoid another violation for civil right in this case while school system full with variety of many title which always has opining.

I did sign for 2nd time the same form on 2006 after I switching from full time science teacher's position at Deerfield Beach M.S. to substitute teacher. Then I continued to work for many years after I signed both form on 2000/2001 and 2005/2006 school years. Above all is these evaluation letters true or false? in facts they aren't aware about there are others who wrote the right evaluation. Why there was no action was taken on 2002 when a principal used the schools board letter head and signed it similar to these negativities letters against me; when later the fact indicated that I didn't work at her school as never. But no any consequences was applied against her. But in my case was opposite while it was based on false letters I'm never seen. On other side no one investigated North East H. S. incident on April 16,2010. listen to both sides and provided all requirements to evaluate the facts for fair decision is mandatory action to protect generations to come. Is this how to treat each other in educational filed as a professionals who considered a role model?.

I believe that underestimated the sub-substitute teacher's position as employee inside the classroom must be change because she/he is in complete charge to administrate the same task and the lesson plan to perform the same work and responsibility as classroom teacher. If any body underestimated this position because no benefits and poring salary not even close to a baby sitter hourly rate then ask to improve it and stop helping and encouraging the negativities of others who is taking unfair advantage from sub-position. This harm and ignorance for this position must be treated same as any other position when the code of ethics and the value of educational field was violated.

Sub-position it considered related work experiences which added as experience to new teacher position employment as valid related work experiences according to employment and labor law and department of education rules and regulation. This experiences not only for financials gain but also as experiences for better performance and to preserve a position in school system. While some professionals obligated to take this position as a fixable hours to fit their own schedules not vise versa.

Your statement in your letter dated Oct. 06,2010 stated that I insert my self within the school system it is true like every body else who are college graduate never committed any crime or acted negatively. Therefore my insertion was accurate and correct other wise I will not be inside the classroom since 2000/2001 school year till now. And my answer to your 2nd statement is Yes it is the law and department of education rules and regulations who preserved a position for me to work within the school system because all of the above plus the following facts are exist and considered a true and not a false letters written by some individuals who don't like me or my name which it is understandable but this is not divorce case. It is equal employment opportunity matter while I worked with the schools system enough to be preserve a position as priority plus the following facts is exist:

1- My long years experiences since 2000/2001 school year in the classroom not only at public school but also at my community religious schools as well as helping patients with direct communication and through the phone through at my pervious employment in public setting for two jobs on the same time in pharmacy.

2- I have my educator certification from department of education in Tallahassee after full background check and finger print by FBI. While my entire file was investigated and was entirely related to divorce case when my ex-husband's negativities occurred and still exist using the Mosque and others to harm me. When I was doing my job as a biological mother who performing her natural responsibility to protect her 5 innocent children from definite harm. My educator certification never revoked and can be renew any time I want which preserve a position with schools system therefore Mrs./ Rockleman enforced me verbally to leave the fair and ignored her task to respond professionally and officially.

3- I'm never committed or convicted with crimes. I can have attitude like all of us as a human being do especially when some body keep lying and ignoring his/her responsibility to protect people right and dignity, especially this body who are responsible and on charge to fitful this responsibility they ignored it for personal and especial interest gain or just because a hate crime to harm innocent people without reasons as the one is done by Mrs./ Rockleman on Oct. 05,2010.

4- I study hard and after many sacrifices to earn my Master Degree in education not on electricity billing department, engineering, lawyers or any other career but it was in educational field specifically to help and improve the school system based research and classroom experiences and my own experiences and education. It is too bad that we live only one life and it will be difficult if it is not impossible to live another one as some people may be believe different. As a mankind who live one a short life and will be impossible to choose another career and seek another higher education for another new field for better performance as these schools want me to do. If any body knows another perspective than this facts please don't hesitate to tell me in order to be able to repay my student loan and my living expenses for better life as well as to help others around the Glob who are starving to death. When it doesn't matter who in need if a child, adult, single or family, has position power or not all of them same value and their right and dignity must be protected for better prosper life which the law of this country stand for.

Therefore if the three negative letters or millions can remove any worker from his/her job may be in beginning of the 1st year, 2nd year or 3rd year not after 10 years experiences and master degree in education while the qualification is exist and job opportunity is available. But above all these evaluation letters must be TURE in the first place. I believed that consequences should be applied when any negative act done by any employee at any position who work in the same field at any time after 10 days or 100 millions days as a matter of law. Also with or without signature because the essential factor in this matter is that these negativities is true or false and how to support your answer from the district policies, many books of law, department of education rules and regulations.

After all of the above and disclosed the facts respectfully fair judgment by the district administrators, schools board members and superintend mandate. Also administrate consequences required against the individuals who committed the negative acts practically by doing it writing it, or say it. Without explanation to the cause of action for what I did to be rude or very rude as the ones of these letters on April 13 & 16,2010 stated. Also without knowing what's wrong with my culture and how I can be match and with what match ? then these letters extremely unfit legally and professionally to be

exist as a record in educational field against one another therefore something must be done. Now I did responded in good faith to you in order for us to work together for one goal which will benefited generation to come to do the right thing in the future to eliminate hunger, diseases, dishonesty, homelessness and conflict which become a fact around us. This situation formed because there is no consequences or action was taken against those individuals who committed these negativities in writing to defined only themselves not innocent people who never compromised to do unethical or wrong act especially at schools which has direct harm and negative impact on innocent children's education and future.

Therefore respectfully rearview my 1st official response to you while I couldn't provided it before in vacuum of reviewing these letters for accuracy and for better solution to avoid any legal action and to prevented any sort of conflict to be expanded between our societies.

Also I provided brief response after I received your letter dated Oct. 06,2010 which attached with these false evaluations by fax and by mail. My pervious brief response on Oct. 06 and Oct. 07,2010 was temporary till I provide this official one which included my answer to Mrs./ Rockelman's action committed against me at signature grant on Oct. 05,2010 exhibit #2 these responding letters attached once again as exhibits # 7&8 for final step to resolve this matter.

Now all indicators sharply provided the facts that there is no act committed by me to show any negativity against any body but was vise versa. While their action harmed me emotionally and financially but yet no investigation and nothing done against those employees.

Based on factual and basis of the law and all sort of policies all of us can be late to do what it should be done on timely fashion because of good reason and a good cause. But if those individuals choices was intentionally when they have a full opportunity to fitful their responsibility for a good deed and spread peace and love between each other and their action was targeted innocent peoples career and life for definite harm then there is consequences those individuals must be face for change.

{(We have many kind of dishonest behaviors to handle; we must first discover the reasons behind the dishonesty) (Quarrels would not last long if the fault was only on one side)}.

La Rochefoucauld

Thank you for your time

Sincerely



Nasra M. Arafat 10/29/10
Cc:

Superintendent and Schools Board
Mr./ Scott / North Area Superintendent
Instructional Staffing
Diversity Department
Equal Opportunity Office

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

January 02,2010

Mr./ James Notter

School Board Broward County
Superintendent of Broward School
600 S.E. 3rd Ave.
Ft. Lauderdale FL, 33301

Position and Salary Matter

Dear Mr./ James:

Please provide me with a chance to conduct meeting with School Board in your presence which will be appreciated the issue is the following:

- 1-attached letter
- 2-my promotion
- 3-Science project

Thank you

Sincerely



Nasra Arafat

Cc:

Mr./ Marlynn Strong
Dr. / Keener -Science Dep.
Dr./ Earlean Smiley /core curriculum
Instructional staffing

Ex. # 1 with 2 pages attachment
(pg 1 of 3)

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

January 02,2010

Dr / J. P. Keener

School Board Broward County
Science Curriculum
600 S.E. 3rd Ave.
Ft. Lauderdale FL, 33301

Curriculum Development

Dear Dr./Keener:

If you please and you have time I would like your office to provide me with an appointment to review a sample of lesson plan for Middle School Grade which I prepared based on my actual studies for science, experiences and based research from assorted scientific resources and approved by my professor during my studies.

I would like you to be presented during my meeting with school board members and the superintendent while I will discuss brief idea about the science project. Before that I would like to meet with you first to take your approval for what may be approve to be applied and what can't be while you know better the financial circumstances and other factors to administrate this lessons plan as essential part for health and life science.

I will be looking forward to hear from your office regarding my request.

Thank you for your help and cooperation

Sincerely


Nasra M. Arafat 1/2/10

Cc:
Superintendent School Board Broward County
Dr./ Earlean Smiley

(~~E~~ attachment)
Ex-#1 attachments

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

**January 02, 2010
School Board Broward County
Ms./Marilynn "Lynn" Strong
Human Resources Department
600 S.E. 3rd Ave.
Ft. Lauderdale FL, 33301**

Response to Your 2nd Letter

Dear Ms. / Strong:

Thank you for your 2nd letter dated December 16, 2009.

Please accept the fact which on contrary to what you stated in your letter. The fact is there is no attachment to or with your letter as you reported which related to my nonpayment for my work at Western High School and the over payment related to West Broward High School.

The reason you listed why my hours for substitute teacher reduced this year and after my name changed which for first time since I started working with school board on 2000/2001 school year, this reason never mention before, while I was demanding a reason for long time since such sudden change. Furthermore I informed by other employees personal with many different reason. Therefore I'm requesting any location official report who provided you with such reason as you reported in your letter.

I believed may be these locations are correct while the system called me for sub for Spanish Language teacher and the position identified as vacancy in the sub-search system of course my performance is Zero because I don't know this languages. I did report this situation personally to DR./ J.P. Keneer when I saw him at the Science Teachers Conference (NSTA) which effect the student benefits in the first place. Also it happened only this year while my work hours get interrupted. Please be advised that my entire education and experiences is Science Education plus 9 years experiences in the classroom plus my recent Master Degree in Education. I believed that these location put me in wrong position at the wrong time and they have right to do so. Therefore these location must notifying by human recourses about the right person to be replacement with the right place.

Therefore I will move on to adders this matter to School Board Members and the Superintendent while I did wait for long time and my work hours still limited and I'm still not getting pay for the hours I did work which effected me financially and accordingly my entire life therefore I'm objecting to your entire letter.

Thank you

Sincerely



Nasra Arafat

Cc:

1/2/10

Dr./ Keneer Science Dep.

Instructional staffing

Superintendent/ Mr./ James Notter

Sub-central /search

Ex. #1 (attachment)

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

September 06,2010

Dr. / J. P. Keener
Director of Science Curriculum
School Board Broward County
600 S.E. 3rd Ave.
Ft. Lauderdale FL, 33301

Dear Dr. / Keener:

Thank you for your letter dated August 20,2010 I really appreciate your response. It is understood that funding is always and have been a problem to reach our distantly even in our daily life but this it does not mean that we have to stop from doing something about it.

Therefore our duties is to take all the steps to reach other departments who are responsible about funding. There are many categories for most of funds especially to improve education waiting for all districts to apply on time from state and federal resources as well from other different agencies and companies. These facts according to my study based research for Budget and Finance in Education System which I applied one of them personally when I worked as a teacher at Deerfield Beach M.S.; it was the school who asked me to work for science teacher position because I wasn't ready but I accepted as trial and tools for my research.

If you did agree for my science projects proposal and curricular ideas as all other did which considered the first step then all other steps will follow accordingly by providing the idea and proposal projects officially for next responsible authorities.

I believe my new innovations considered a priority which must take place first especially when there is a problems will affected the future of all man kind and can't be solve without applicability for science education standard. Therefore science curriculum department duties is to prepare the new innovations then provided officially to the department who are responsible about both the research and implementing new innovation as well as to the budget department at any level in education system.

Also there is another type of problems can be solve and save money not spending money as I explained from my own experience when I worked as a science teacher at Deerfield Beach on 2005/2006 school year which affected students who had particular academic level. While in some schools statistically represent 75 % of the total students numbers. The school layoff me after the 1st semester because I told the truth about the problem and how to be solve from all official papers for students different work assignments as well as the new books and new dictionary I brought on my own but I need permission to make the changes which is required to cope with those students academic level because the regular 7th Grade science curriculum not for them when they are in need for specific form and level similar to 1st & 2nd grade science other wise it is wasting for resources and those kids will never have education or future because the same cycle will continuo the following years.

¹
(Ex-#1
P-# 2 of 3)

As I explained before my decision still stand I will not pass student who failed and is not his/her fault to fail in 90% of cases because they need basic and simple curricula with different strategies. If you are teaching advance or regular classes then teachers able to provide excellent instruction by connecting and integrating the lesson plan. If something else then the entire 7th grade science curriculum as example will be ignored as mandatory curriculum because students doesn't know what you are talking about.

It is true as you stated in your letter that I have passion to teach science but unfortunately I will not be able to teach if I have those students with this particular academic level with regular curriculum. I will not be able to do such things while as you know teachers can't choose her/his students or replacement them but we can change and provide their need.

To identify those students it must be by the teachers to report them and can't be done without addressing the problem honestly and informed science teachers with all facts that we need to provide the new form and new dose to those students. I'm sure they will provide the accurate data which will be consider to provide the exact need and what the new changes will be. But if you put some teachers who are not teaching the regular or advance classes between two hard choices with regular curriculum which is to get fire or pass students who are failing what you will expected?. The result is wasting resources and we know where those kids will spend the rest of their life and future. Therefore open communication and discussion is essential to know the facts I usually use it in my personal life to reach my hypotheses as need it.

Therefore I'm not interested to be official science teacher till such problem can be solve first. Therefore I want to be a part to solve it and this what my research and experience was for. Therefore my work with teachers and students in Broward County Public Schools was fascinated experiences based research !.

I'm so glad that all my recommendations I provided since I started to work on 2000/2001 did work out because it is to benefit students in first place which will reflect on the life of all mankind.

Therefore I'm looking for any position which must be related to science and science curriculum department (core curriculum) as priority or especial need students area because I can't continued working as substitute teacher.

I need better position and better salary to reflect my experience and my education like every body else and your support respectfully required.

Thank you for your time

Sincerely



Nasra M. Arafat

9/6/10

Cc:

Core curriculum

Human resources

Instructional staffing

2 EX-H
(P.# 3063)

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

Oct. 06.2010

School Board Broward County
Administrators Public Schools District
600 S.E. 3rd Ave.
Ft. Lauderdale FL, 33301

Immediate professional action required

Dear respected / Administrators:

Respectfully be advised that I believe strongly that I have full right to be not only at the fair but also to have same as Mrs./ Rock man's position as director or higher not less. What she did as she preventing me from this opportunity when there is a 400 positions and all teachers who get off or similar to my situation have priority to get hire first based on long experiences with same schools for 10 years as substitute teacher, higher education (Master Degree in education), certification in shortage subject area (science) and above all never convicted with any sort of crime. What happened on Oct. 05,2010 at signature grant is direct heat crime not just discriminatory act which started when I changed my married name Ibrahim to Arafat on 2008 according to all official record and detail when my hours was reduced as substitute teacher since Nov. 2008 till this year.

Mrs./ Rock man stated that {the superintendent of north area is a women there is no Mr./ Scotte at North area} as I went to north area and I met with a gentle, polite and Kind man as MR. if him or some body like him by same name any way he is not a women. Therefore based on her statement about Mr./ Scotte I asked for her ID when she ask me to leave the fair after Mrs./ karen human resources employee asked me to go to register and follow the procedures at the fair.

I'm refusing any body to traumatized me emotionally especially at fair exist designed for equal opportunity for all in educational filed who is the 1st company to teach this message and support it as role model to end any sort of violation to civil right, human right and any sort of discrimination including heat crimes in the 1st place.

I will not be homeless or continuo to get food stamp because Mrs./ Rock man and all other like wise her choose too. Section 8 message that they aren't accepting application especially for professional people and there is up to 400 positions must be filed in the same day in my own employer for 10 years. Three days notice to pay my rent by land lord attached according to Fl. Statutes 83.56

Thank you

Sincerely


Nasra M. Arafat 10/16/10
Superintendent of public schools
Dr./ Keener science department
Mrs./ Graci Diaz/ Human resources
Instructional Staffing Department
Core curriculum department

Ex. # 2

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

December 24,2008

School Board Broward County
Ms./ Ty Cunningham
Personal Administrator
600 S.E. 3rd ave.
Ft. Lauderdale FL, 33301

Dear Ms./ Ty:

I'm on response to your letter dated Dec.08,2008 and the attachment form from West Broward H.S. I did contact the principal's office to meet face to face to know on which bases and facts this comment was written. We agreed to call back after the holiday. On the same time I'm requesting an appointment with you personally as well as individuals from human resources, instructional staffing, diversity dep. and from Sub. Central to discuss this matter and other matter related to sub. Teachers in general.

Briefly the entire information wrote by West Broward H.S. is false.

There was conflict between the 1st block students, technology department and the administration there is nothing to do with me I did my job correctly and efficiently as well as mediator between all above parties. When students asking me why we can't see video which application to their assignment which their teacher informed them about it previously. This happened when the technology supervisor called me and stated that "the new technology equipment can't be operated during the absence of the home room teacher and the sound will not be connected". But students attempted to know why I really have no answer why and I can't enforce technology department to do so. Students continued asking me for passes to go to the office to ask administration why?. I usually give only one pass at the time unless emergency I give two. I find out it is better to call any available administrator to tell them why because I can't answer this question. I'm working since 2000/2001 till now we operate all equipments for videos and administrated the lesson plan as directed by the teachers. I continued to direct students to follow a new direction using other resources in the classroom (Ex. Text book) affiliated with the same lesson plan.

Also I called the office to inform department head or principal to provide a lesson plan for following classes instead of the interrupted one please see a copy from lesson plan attached.

While I was waiting for administrator to come I continued to advise students to what to do not only in the classroom but beyond and they must move on and use their text books instead. My advise for them what they can do when things come against their wishes during their personal life and remember all other children in Africa who has nothing but never react as they did, and they should show patient and acceptance then they can discuss the matter later with their teacher and technology department; and still they can see it again if they want. I have nothing to do with this conflict at all but I did my job correctly beside working as mediator and advisor. Also I can't give passes to many students to go to the office to know why as they told me while they can use another resources for the same exact lesson plan. During my instruction for them suddenly there is about 4 people plus police officer and school security come to class and waited listening to me as well then they left .At the same moment after me department head provided another complete assignment which she explained to 1st block students then I administrated it to the following classes without any problem. There was no indication from any one to indicate rude characteristic to each other. I have no any communication with any staff except receiving and listening to direction for the new assignment provided by the department head then I modified the answer sheets because wasn't compatible with the type of the questions. I explained to the following blocks students what to do to avoid confusion how they can modify

Ex. # 3
p. 1 of 2

and accommodate their answer sheets. Also I provided a blank sheet of paper if they want to create new correct design one if they want or follow my direction for modification for the one provided by the school. There is no 1 % chance to communicate with any staff even if it did happen it is not my characteristic to act similar to such description in entire report. The sub-coordinator made unnecessary few visits to the classroom including one time asking me to sign school comment. I informed her that she have to leave it and I will read it then I write my side of the story then I will sign it then return it back to her in the front office because I can't just sign it. She refused to leave it and stated that "the only thing she need and want from me to do is my signature and I can't read or write any thing else". I replied that "I can't just sign" then she left with her papers. Furthermore sub. Coordinator should provide official blank form to be complete it by substitute teacher for recommendation and writing negative obstacles about school which is not to judgment people and put them down through false statement but to benefit the school it self. Furthermore will benefit all academic level of all children while substitute teachers have unconditional experiences while they are moving from school to another which consider essential factor to improve teaching and learning if they wrote the facts and truths without fear from administration plus other personal and studies experiences. Furthermore all my recommendation in the past 7 years based on my research for my Master Degree, experiences, and studies were applied in many and most of the middle schools which improved many student's behaviors, teaching and learning process. I just requested to go to high school one year ago to confirm my hypotheses related to my research about the relationship between student's academic level in both middle and high schools which can transform all education system.

In fact there is nothing else done between me and staff in vacuum of any communication to reflect and support the school description about my reputation. This action must be corrected and consequences should be impose. Furthermore knowing the motive behind this false and unacceptable action is more important to prohibited any and further similar unlawful action especially to people who are doing the right thing no matter what because they can't do something else also consequence should be apply as well when some body trying to harm innocent people especially at educational institute who responsible to teach love, respect, and help to one another also changing people lives to be better not vise versa and elevate their self-esteem with disregard to who they are. Furthermore based on our new changeable world around the globe and the facts of specific circumstances rules must be change to be able to fit with these facts.

(We have many kinds of dishonest behaviors to handle; we must first discover the reasons behind the dishonesty.)

{Quarrels would not last long if the fault was only on one side.}

{La Rochefoucauld}

Thank you for your time

Sincerely



Nasra M. Arafat

CC:

Human Resources Personal
Instructional Staffing/ Sub.Central
Diversity Department
Ms./Lynn Armstrong

EX. # 3
p. 2 of 2

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

May 21,2010

School Board Broward County
Mrs./ Rebeca A. Brito
Instructional Staffing Department
600 S.E. 3rd Ave.
Ft. Lauderdale FL, 33301

Regarding request evaluation documents

Dear Ms./ Brito:

Since your letter dated April 28,2010 I didn't receive what it should be attached to your letter which is the evaluation to my performance from six schools as you mention in your letter. Furthermore I did follow direction and I requested in writing as your office informed me to do so and I sent the request dated 05/03/10 by E-mail and US mail as well .

1-I do believe strongly that what has been done since beginning of year 2009 till now unfair and unjust and my name must be restored back to substitute teachers list as you know it is temporary position until I took my place for the position it matter to my experiences and education and my performances. My performance is about and have been to eliminate all impurities and negativities and do the right thing and never accept wrong doing even if there will be financial loss. My performance and duty is to provide help and stop negativities.

I provided written recommendation to many of middle schools through recommendation form from the schools during my working schedules since 2000/2001 school year in many area and to improve science education specifically. These recommendations changed many failing schools which based research and from best practice schools nationally and internationally. The credit must and should goes to Nova Southeastern University and all professional staff who take responsibility to improve teaching and learning through their advance teaching style and their continuous successful Conferences for Global Teaching and Learning and their hard work to reach educational standards in each filed.

2- North East High School incident on April 16,2010 must be count while I was asking about the Teacher's Class room number Mr./ Mario, Desrosiers as I know his name from the automated sub-search for my assignment. While sub-coordinator was overwhelming as she was by her self in the front office and the class already started while she couldn't provide all information required and directed me to go to building # 7 south. The person in the hall way he asked me to follow him when I asked him then he introduced me to another three people and before I know he is the principal he directed one of them to walk me down to Mr./ Mario's class. Then he starting to say contradiction direction about where the students are with confusing not related words telling this person take her name off from the sub-list and let her go home now after he heard me informing this individual not to touch my arm when he did and telling me "come with me I will walk you down" .

This individual continued cursing me with B-words while we are walking in hall way to the office. Then security came and he started to act in the same manner. I called sub central employee but school's staff refused to come to talk to her as she requested. The 2nd thing I did say that "can I go to get my lunch bag from teachers' planning room please" they refused then they approved it again. All three attacked me in different unacceptable behavior. Therefore I'm asking for relief because it is not my style to act back in the same manner to any one.

3-In addition I can't practice similar behavior because this is the difference between me and others who didn't granted God's gift to tolerate and accept people the way they are and help them. I thank God for providing me with Guidance and Patient to make me different this way as well as provided me a power to pray for them to cure them to feel what the enjoiment of this life is. But such behaviors must stop through a higher professional staff who will enforce the rules and the code of ethic because it become obligation in order to change the world to be a better place to live and knows what behind their act and fix it.

Fixing the problems by providing help which based on a fact which well known by psychologists, wise professional people and researchers who deeply study human being's emotion and why some people behave the way they do and we are different in many aspects as a human begin. The solution is not a punishment but instead providing Guidance, Rules, seminars and all other help tools especially in educational filed in order to change and to transform a real practice as a role model to present generation and for future generation to come to spread love and peace during our short life.

From my this unique experience for 10 years around different schools and grade levels in this terminuses heavy atmosphere of diversity there is no need to create this scenario. Any student in hall way can walk any substitute teacher quietly in respectful manner as it happened all the time when substitute teachers got lost even if they have a map in some schools.

4-Finally please I need payment from the schools who didn't pay me as the record confirmed it and you agreed. Remembers all sub-teachers can be use as detectives only if honesty exist. Directors has no way to know the realty but still will be hold accountable. Focus on how to use sub-teachers in each area with new effective plan to know what they will never get to know is their discovery key.

Thank you for your time

Sincerely

Nasra Arafat

Cc:

Mr./ James Notter superintended of Broward schools

Mrs./ Gracie Diaz Associate Superintendent

Mr./ Richard Mijon Professional Standard

Mrs./ Ty Cunningham/ Sub Central

Printed by: Megan C Zweiban
Title: Do not call please : CAB

Thursday, October 19, 2006 6:47:30 AM
Page 1 of 1

Wednesday, October 18, 2006 9:58:34 AM

Message

From: Monica H. Arismendi

Subject: Do not call please

To: Megan C. Zweiban

Dear Megan,

Could you please place the following on our Do Not Call list, because they are not good matches for this school:

Nasra IBRAHIM, 29901

075.70.5996

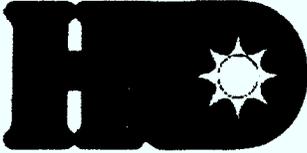
AS

Thanks!

:o)

Monica Arismendi
Cypress Bay High School
(754) 323 0442

Ex. # 5



Proof of Service

Name: NAIRA ISRA HIM Date of Follow-up: Jun 12-01 from 5 to 8

I worked as a Substitute Teacher for Broward County Public Schools on the following days:

1. Date: 5/29/01

School: Ramblewood Middle School

Verification Signature: Joy L. Emerson

Joy L. Emerson, Confidential Office Manager
Print Name and Title

2. Date: 5/30/01

School: Margate Middle School

Verification Signature: Kathy Squicciarino

Kathy Squicciarino - Sub Co-ordinator
Print Name and Title

3. Date: 5/31/01

School: LYONS CREEK MIDDLE SCHOOL

Verification Signature: Mary A. Alvarez

MARY A. ALVAREZ - BKKPR - SUB-COORDINATOR
Print Name and Title

When you have completed three substituting session, prior to your follow-up date above, call Claire Brandt at HRD, 382-6256, to register to attend the follow-up session. Reservation is on a first come, first served basis.

EX # 6

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

Oct. 07, 2010

School Board Broward County
Mrs./ Graci Diaz A. D. H. R.
600 S.E. 3rd Ave.
Ft. Lauderdale FL, 33301

Response to your letter by fax

I received your letter dated Oct. 06, 2010 but faxed on Oct. 07, 2010 immediately after our conversation by the phone today. Thanks for your letter but there is no change since your staff at different schools harassed me and I was positively expected that these schools will write negative evaluation about me as their action defined their personality before even I enter the classroom and they asked me to go home.

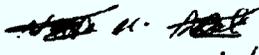
Once again after long phone conversation with you and after Mrs./ Susan Rockelman's discriminatory action on Oct. 05, 2010 during the district fair at signature grant. Also I did not receive any documents about the problem they have in the file nor any response for Mrs./ Susan Rockelman as I explained in my letter dated Oct. 06, 2010 by fax to all administrators. Please send what you agreed for, it is essential to know who wrote these negative letters and wrote what? to be able to preserve my employment opportunity right according to all facts and for possible professional legal action if there is no fair judgment by the district while I refused to be compromised with any thing wrong at any school since my employment 2000/2001.

Your letter once again one single page without the attachments I requested since April till present and you agreed that you will send a copy from these evaluation letters.

Please use the same fax number to send any document which I have it purposely to avoid any mail problem, calling you and avoid any financial cost to drive to district and for parking when you and Mrs./ Rockelman failed to respond to all my letters sent to you since April till now. Also there is no response to the 2nd type of crime (hate crime) committed against me at signature grant on Oct. 05, 2010 by Mrs./ Rockelman my response to her action as attached again. As noticed that your response is late and incomplete but still I need a copy from these letters as a matter of law requirements which caused excessive harm to my life emotionally and financially. I'm not novice substitute teacher why all of this abuse since 2008 and after I got my Master degree with 10 years classroom experience?.

Thank you

Sincerely


Nasra M. Arafat 10/7/10
(previous married name Ibrahim)

Cc:
Superintendent / Mr./ James Notter
David Golt Executive Director
Professional Standards/ SIU
Mrs./ Susan Rockelman/ I.S.

Ex. # 8

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.) **NOTICE: Attorneys MUST Indicate All Re-filed Cases Below.**

I. (a) PLAINTIFFS
 Nasra M. Arafat (p.m.n Ibrahim)

(b) County of Residence of First Listed Plaintiff Broward
 (EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)
 Plaintiff Pro-Se / Nasra M. Arafat (Ibrahim)
 P.O. BOX 772177
 Coral Springs FL, 33077

DEFENDANTS
 School Board Broward County (Public Schools)

County of Residence of First Listed Defendant
 (IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT LAND INVOLVED.

Attorneys (If Known)
 Legal Department / School Board Broward County

(d) Check County Where Action Arose: MIAMI-DADE MONROE BROWARD PALM BEACH MARTIN ST. LUCIE INDIAN RIVER OKEECHOBEE HIGHLANDS

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

1 U.S. Government Plaintiff
 3 Federal Question (U.S. Government Not a Party)
 2 U.S. Government Defendant
 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark LABOR <input checked="" type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)

1 Original Proceeding 2 Removed from State Court 3 Re-filed- (see VI below) 4 Reinstated or Reopened 5 Transferred from another district (specify) 6 Multidistrict Litigation 7 Appeal to District Judge from Magistrate Judgment

VI. RELATED/RE-FILED CASE(S)

a) Re-filed Case YES NO b) Related Cases YES NO

(See instructions second page): JUDGE _____ DOCKET NUMBER _____

VII. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing and Write a Brief Statement of Cause (Do not cite jurisdictional statutes unless diversity):
 Se. 717 (42 U.S.C. 2000e-16); Se.12 an15 (29 U.S.C. 631, 633a)Section 6(d) (29 U.S.C. 206(d)); and equal pay act of 1963(EPA). Code # 05:0704 05:704. 15:0005 15:5(a) & 05:7703 05:7703 Job Discrimination

LENGTH OF TRIAL via ? days estimated (for both sides to try entire case)

VIII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 **DEMAND \$** _____

CHECK YES only if demanded in complaint:
JURY DEMAND: Yes No

ABOVE INFORMATION IS TRUE & CORRECT TO THE BEST OF MY KNOWLEDGE

SIGNATURE OF ATTORNEY OF RECORD: Nasra M. Arafat DATE: Nov. 28, 2011

FOR OFFICE USE ONLY

AMOUNT _____ RECEIPT # _____ IFP _____

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 11-62525-CIV-Dimitrouleas/Snow

NASRA ARAFAT,

Plaintiff,

v.

THE SCHOOL BOARD OF
BROWARD COUNTY, FLORIDA,

Defendant.

**DEFENDANT SCHOOL BOARD'S MOTION TO DISMISS PLAINTIFF'S
COMPLAINT OR IN THE ALTERNATIVE MOTION FOR A MORE DEFINITE
STATEMENT**

Defendant, THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA (The School Board), by and through its undersigned attorney, respectfully moves this Court to dismiss Plaintiff's Complaint and Demand for Jury Trial (Complaint) for failure to state a claim upon which relief can be granted pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, or alternatively, moves this Court for a more definite statement pursuant to Rule 12(e). In support thereof, the SCHOOL BOARD states as follows:

I. FACTUAL BACKGROUND

Plaintiff, Nasra Arafat, was employed by The School Board as a substitute teacher from March 2001 to April 28, 2010. She was removed from the substitute list as a result of receiving three (3) or more negative evaluations. On February 1, 2011, Plaintiff filed various charges with the Equal Employment Opportunity Commission (EEOC) alleging violations of the Age Discrimination in Employment Act, Equal Pay Act, and Title VII

discrimination on the basis of sex, religion, and national origin. After conducting an investigation, a Dismissal and Notice of Rights was issued by the EEOC on August 26, 2011, stating that the EEOC was unable to conclude that the information obtained established violations of the statutes.

On December 7, 2011, the School Board was served with *Pro se* Plaintiff's Complaint, consisting of 30 single-spaced pages and over 75 pages of exhibits. The Complaint seems to allege violations of provisions of law pursuant to the Age Discrimination in Employment Act, Equal Pay Act, and discrimination on the basis of religion, sex, and national origin pursuant to Title VII (42 U.S.C. § 2000e). The Complaint is not organized into clearly articulated claims or causes of action and there are no legal counts specified anywhere in the Complaint. The majority of the Complaint consists of unintelligible assertions which are not germane to the legal causes of action. The Complaint also violates several rules of procedure, such as including multiple facts and circumstances within the same paragraph, having multiple sub-sections within the same paragraph, as well as the comingling of facts, conclusory opinions alluding to unidentified causes of actions and violation of unspecified laws, and conjecture.

Consequently, The School Board cannot respond to the Complaint in its current form or prepare a defense in this action. The Complaint should be dismissed pursuant to Rule 12(b)(6) and an Amended Complaint must be provided, or alternatively, a more definite statement pursuant to Rule 12(e) as to what, if any, cause(s) of action Plaintiff is actually alleging.

II. MEMORANDUM OF LAW

A. Standard of Review

The Complaint fails to state a claim upon which relief can be granted and should be dismissed, or in the alternative, Plaintiff should provide a more definite statement. *See* Fed. R. Civ. P. 12(b)(6) and 12(e). In addition, the Complaint is in violation of Fed. R. Civ. P. 8(a)(2), which requires that a pleading contain a “short and plain statement of the claim showing that the pleader is entitled to relief,” as well as Rule 10(b), which requires the pleader to state its claims in numbered paragraphs, each limited to a single set of circumstances. *See Davis v. Coca-Cola Bottling Co. Consol.*, 516 F.3d 955, 974 (11th Cir. 2008); *see also Bell Atl. Corp. v. Twombly*, 550 U.S. 544, 555 (2007). In general, each allegation must be simple, concise, and direct. Fed. R. Civ. P. 8(d).

“While a complaint attacked by a Rule 12(b)(6) motion to dismiss does not need detailed factual allegations . . . a plaintiff’s obligation to provide the ‘grounds’ of his ‘entitlement’ to relief requires more than labels and conclusions, and a formulaic recitation of a cause of action’s elements will not do.” *Twombly*, 550 U.S. at 555 (citations omitted). Further, the “factual allegations must be enough to raise a right to relief above the speculative level.” *Id.* Thus, “where the well-pleaded facts do not permit the court to infer more than the mere possibility of misconduct, the complaint has alleged—but it has not ‘show[n]’—that the pleader is entitled to relief.” *Ashcroft v. Iqbal*, 129 S. Ct. 1937, 1950 (2009).

B. Deficiencies In The Complaint

The Complaint, which consists of 30 single-spaced pages and over 75 pages of exhibits, fails to identify any “counts” Plaintiff is alleging. While Plaintiff makes an

attempt at organization by reciting which laws she is filing under and by stating early on that the Complaint is ~~divided~~ to[sic] four sections,” this plan deteriorates by the inclusion of a plethora of facts not germane to the causes of action,¹ lengthy paragraphs with unintelligible run-on sentences, and conclusory recitations of the basic protections of the Federal Statutes. Notably, the Complaint fails to identify facts on how Plaintiff was discriminated against on the basis on her race, religion, sex or national origin. There are no circumstances described in the 30 pages (or over 75 pages of exhibits) of the Complaint supporting how Plaintiff was treated less favorably than someone similarly situated but outside her classification. At a minimum, such allegations are necessary to allow The School Board to determine, among other things, precisely what did or did not take place, as well as when, how and why, in order to formulate a cogent response to the Complaint.

On page 3 of the Complaint, Section D, seems to allege violations of the Equal Pay Act (EPA). There is no allegation that other employees performed equal work to Ms. Arafat but received higher pay, or a description of the nature of work at issue. See Corning Glass Works v. Brennan, 417 U.S. 188, 195 (1974). There are no allegations as to whether she applied for the same job to which ~~the male graduate student~~” was appointed. That paragraph also seems to cite to violations of undefined ~~federal laws~~ not only for equal pay for qualified employee but also towards students especial programs and their funds.” Compl. at 3. No facts support Plaintiff’s standing to assert a violation of such law related to students. Furthermore, no identification of the law exists nor is there

¹ The irrelevant facts include complains regarding the process and forms used by the Equal Employment Opportunity Commission (EEOC). See Compl. at 7-9.

any reference to what the purported law exactly prohibits, or how any of it relates to a violation of the EPA.

Furthermore, from the bottom of page 3 to page 30 there are no references to any federal laws that may be related to the overabundance of facts described. Additionally, there are no distinct references to any claim(s) within the paragraphs from pages 3 through 30, and any asserted factual allegations are not readily connected to a particular claim as required by Rule 8(a). The paragraphs at the beginning of the Complaint are identified by letters. On page 7, the paragraphs are identified by numbers, starting with 1. On page 9, the paragraphs are identified with numbers starting again at 1. At page 23, the paragraphs are identified by letters, and on the next page the numbers continue. In order to frame a response, it would be helpful if Plaintiff numbered the paragraphs sequentially starting at 1, 2, and so on, as required by Rule 10(b).

Each claim should be identified by stating the law (Title VII race, Title VII National origin, ADEA, etc.). The cause of action must then enumerate the factual basis supporting the alleged violation of law, nothing more. Fed. R. Civ. P. 8, 10. Otherwise, it becomes impossible for The School Board to identify the claims and allegations against it, and craft any cogent response to the Complaint.

C. Complaint Fails To State A Claim

Rule 12(b)(6) of the Federal Rule of Civil Procedure requires a Complaint to be dismissed for ~~failure~~ to state a claim upon which relief can be granted if it does not plead enough facts to state a claim to relief that is plausible on its face.” Hesterly v. Royal Caribbean Cruises, 515 F. Supp. 2d 1278, 1281 (S.D. Fla. 2007) (quoting Twombly, 550 U.S. at 570). Further, Rule 8(a)(2) of the Federal Rules of Civil

Procedure requires ~~a~~ short and plain statement of the claim showing that the pleader is entitled to relief,” in order to ~~give~~ the defendant fair notice of what the . . . claim is and the grounds upon which it rests.” Twombly, 550 U.S. at 555 (citing Conley v. Gibson, 355 U.S. 41, 47 (1957)). Further, Rule 8 ~~d~~emands more than an unadorned, the-defendant-unlawfully-harmed-me accusation.” Iqbal, 129 S. Ct. at 1949 (citing Papasan v. Allain, 478 U.S. 265, 286 (1986)). A pleading that tenders ~~an~~ naked assertion[s]” and is ~~de~~void of further factual enhancement” will not do. Iqbal, 129 S. Ct. at 1949 (quoting Twombly, 550 U.S. at 557).

~~D~~etermining whether a complaint states a plausible claim for relief will...be a context-specific task that requires the reviewing court to draw on its judicial experience and common sense.” Iqbal, 129 S. Ct. at 1950 (citing Iqbal v. Hasty, 490 F.3d 143, 157-158 (2d. Cir. 2007)).

Additionally, Rule 10(b) of the Federal Rules of Civil Procedure ~~r~~equires that all averments of the claim shall be included in separate paragraphs” and ~~the~~ contents of each paragraph shall be limited as far as practicable to a statement of a single set of circumstances.” Veltmann v. Walpole Pharmacy, Inc., 928 F. Supp. 1161, 1163 (M.D. Fla. 1996). Further, ~~e~~ach claim founded upon a separate transaction or occurrence shall be stated in a separate count whenever a separation facilitates the clear presentation of the matter set forth.” Id. ~~A~~ complaint that fails to comply with [Rules 8(a)(2) and 10(b)] presents far too a heavy burden in terms of defendants' duty to shape a comprehensive defense and provides no meaningful basis for the Court to assess the sufficiency of a plaintiff's claims, and may properly be dismissed by the Court.” Flores v. Graphdex, 189

F.R.D. 54, 55 (N.D.N.Y. 1999) (citing Gonzales v. Wing, 167 F.R.D. 352, 355 (N.D.N.Y.1996)).

Plaintiff's complaint should be dismissed because it constitutes a shotgun pleading, and thus, an improper pleading which may be struck down by the court or ordered to be repled by Plaintiff if she can do so in good faith. The Complaint constitutes a "shotgun" pleading where the School Board is unable to discern which purported facts pertain to which purported claims or which claims relate to which purported prayers for relief. See also Anderson v. Dist. Bd. of Trs. of Cent. Fla. Cmty. Coll., 77 F.3d 364, 366 (11th Cir. 1996).

The pleading is "so disorganized and ambiguous that it is almost impossible to discern precisely what it is that the appellants are claiming." Cramer v. Florida, 117 F.3d 1258, 1261 (11th Cir. 1997). The Complaint is a "typical . . . shotgun notice pleading." Ebrahimi v. City of Huntsville Bd. of Educ., 114 F.3d 162, 165 (11th Cir. 1997). "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).

As discussed above, the Complaint's allegations do not rise beyond the speculative level, leaving The School Board guessing as to what it has been sued for or why. Consequently, more organization, including more reference to the applicable law and less extraneous facts, must be pled to state a plausible claim. In addition, each

paragraph in the Complaint is not limited to a statement of a single set of circumstances, but rather comingles facts that could support any of the underlying causes of action, or in some cases no cause of action at all. Thus, the Complaint should be dismissed with Plaintiff filing a proper Amended Complaint.

D. Pro Se Plaintiff Not Excused From Compliance with the Federal Rules of Civil Procedure

Although Plaintiff is a *pro se* litigant, she is not excused from following the Federal Rules of Civil Procedure. The Supreme Court stated: “we 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)).

While the Supreme Court has long characterized this pleading requirement under Rule 8(a)(2) as ‘simplified’ and ‘liberal,’ . . . it is well established [through Supreme Court decisions] that even this liberal notice pleading standard ‘has its limits.’” Dallio v. Hebert, 678 F. Supp. 2d 35, 51 (N.D.N.Y. 2009); see Twombly, 550 U.S. at 563-65 (holding that the pleading did not meet Rule 8(a)(2)’s liberal requirement); see also Dura Pharms., Inc. v. Broudo, 544 U.S. 336, 346 (2005); Christopher v. Harbury, 536 U.S. 403, 418 (2002). It was well settled in Twombly that the alleged ‘[f]actual allegations must be enough to raise a right to relief above the speculative level [to a plausible level].’” 550 U.S. at 555. Thus, ‘[t]here must still be enough facts alleged to raise a right to relief above the speculative level to a plausible level, so that the defendant may know what the

claims are and the grounds on which they rest (in order to shape a defense).” Dallio, 678 F. Supp. 2d at 53.

Thus, even liberally construing the Complaint, as discussed above, the Complaint simply does not allege sufficient factual allegations to raise a right to relief above a speculative level because it is impossible for The School Board to know what claims Plaintiff is asserting against it and on what grounds they rest. Thus, it is impossible for The School Board to formulate a cogent response.

E. Motion For More Definite Statement

Rule 12(e) of the Federal Rules of Civil Procedure allows ~~a~~ party to move for a more definite statement when a pleading to which a responsive pleading is permitted is so vague or ambiguous that a party cannot reasonably be required to frame a responsive pleading.” Morrison v. Morgan Stanley Props., No. 06-80751-CIV, 2008 U.S. Dist. LEXIS 2506, at *8 (S.D. Fla. 2008). Fed. R. Civ. P. 12(e) states:

A party may move for a more definite statement of a pleading to which a responsive pleading is allowed but which is so vague or ambiguous that the party cannot reasonably prepare a response. The motion must be made before filing a responsive pleading and must point out the defects complained of and the details desired. If the court orders a more definite statement and the order is not obeyed within 14 days after notice of the order or within the time the court sets, the court may strike the pleading or issue any other appropriate order.

Accordingly, in the alternative, Plaintiff should be required to provide a more definite statement as to the facts that support each claim that Plaintiff desires to raise in this action.

CONCLUSION

For the aforementioned reasons, The School Board's Motion To Dismiss or in The Alternative Motion For More Definite Statement should be granted.

Dated: January 30, 2012
Fort Lauderdale, Florida

Respectfully submitted,

By: s/ Marylin Batista-McNamara
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Facsimile: (754) 321-2705
Attorney for Defendant SCHOOL BOARD

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 30, 2012, a true and correct copy of the foregoing was served with the Clerk of the Court using CM/EFC. I also certify that the foregoing document is being served this day on all parties identified on the attached Service List via transmission of Notice of Electronic Filing generated by CM/EFC or by U.S. Mail on parties appearing *pro se*.

By: s/ Marilyn Batista-McNamara
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Attorney for THE SCHOOL BOARD

SERVICE LIST

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

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NASRA M. ARAFAT
P.O. Box 772177
Coral Springs, FL 33077
Plaintiff *pro se*

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 11-62525-CIV-Dimitrouleas/Snow

NASRA ARAFAT,

Plaintiff,

v.

THE SCHOOL BOARD OF BROWARD COUNTY,
FLORIDA,

Defendant

DEFENDANT SCHOOL BOARD'S MOTION TO STRIKE
EXHIBITS TO THE COMPLAINT

The Defendant, THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA (SCHOOL BOARD), by and through its undersigned attorney, respectfully moves this Court to Strike the Plaintiff's Exhibits to the Complaint pursuant to Rule 12(f) of the Federal Rules of Civil Procedure. In support thereof, the SCHOOL BOARD states as follows:

Plaintiff attached over 75 pages of documents to her Complaint, none of which are "written instruments" within the meaning of Fed. R. Civ. P. 10(c), and none of which form the basis of Plaintiff's claims, as such, should be stricken.

WHEREFORE, THE SCHOOL BOARD, respectfully requests that the Plaintiff's Exhibits attached to the Complaint be stricken.

MEMORANDUM OF LAW

Rule 12(f) of the Federal Rules of Civil Procedure states that “the court may order stricken from any pleading...any redundant, immaterial, impertinent, or scandalous matter.”

The Plaintiff’s exhibits attached to the Complaint should be stricken as immaterial and impertinent.

Fed. R. Civ. P. 10(c) states that “written instruments” may be attached to the pleadings. “A „written instrument“ within the meaning of Rule 10(c) „is a document evidencing legal rights or duties or giving formal expression to a legal act or agreement, such as a deed, will, bond, lease, insurance policy or security agreement.”” Murphy v. Cadillac Rubber & Plastics, Inc., 946 F. Supp. 1108, 115 (W.D.N.Y. 1996) (citing Black’s Law Dictionary 801, 1612 (6th ed. 1990)). The documents that satisfy this definition “consist largely of documentary evidence, specifically, contracts, notes, and other writings on which a party’s action or defense is based. DeMarco v. DepoTech Corp., 149 F. Supp 2d 1212, 1220 (S.D. Cal. 2001) (citing Rose v. Bartle, 871 F.2d 331, 339 n. 3 (3d Cir. 1989)).

“Plaintiff should attach to the Complaint only documents that may be deemed part of the pleading, which include only documents that are central to her claims. Zolin v. Goldrush77.com, No.3:07CV5338, 2009 WL 369932, at *2 (N.D. Fla. Feb. 12, 2009); see Fed. R. Civ. P. 10(c); see also Horsely v. Feldt, 304 F.3d 1125, 1134-35 (11th Cir. 2002) (holding a document attached to a pleading should be considered part of the pleading only if the document is central to one of the claims and its authenticity is undisputed). Thus, “exhibits containing largely evidentiary material typically do not fall within Rule 10(c)’s category of „written instruments.”” Montgomery v. Buege, No.08-

385, slip op. at 3 (E.D. Cal. Apr. 16, 2009) (quoting 5 Charles Alan Wright & Arthur Miller, Federal Practice and Procedure 1327 (2008)). Attaching such evidentiary material that does not fall within the category of Rule 10(c)'s „written instruments“ needlessly complicates challenges to the sufficiency of the pleadings.¹ Montgomery, No.08-385, slip op. at 4.

In the case at bar, Plaintiff's exhibits to the Complaint “do not resemble any of the classes of documents that meet the definition of a „written instrument“ under Rule 10(c).” DeMarco, 149 F. Supp. 2d at 1220. Rather, the exhibits “are in the nature of evidence submitted to bolster Plaintiff's allegation[s].” Galvan v. Yates, No. 05-0986, 2006 WL 1495261, at *4 (E.D. Cal. May 24, 2006). Furthermore, these exhibits do not form the basis of Plaintiff's claims. Id. For example, Plaintiff's more than 75 pages of attachments include, but are not limited to: a four page resume, a letter from her divorce attorney, a student loan bill, an earnings statement, various reference letters, as well as certificates awarded for perfect attendance, appreciation, and participation in a local conference. Thus, Plaintiff's exhibits are “extraneous or at best evidentiary material,” and “should be included in substance and effect rather than in *haec verba*.” Id.

Therefore, because the exhibits attached to Plaintiff's complaint are not “written instruments” and are “unnecessary to the proper pleading of Plaintiff's claim,” they should be stricken. Johns-Manville Sales Corp. v. Chicago Title & Trust Co., 261 F. Supp. 905, 908 (D.C. Ill. 1966). Further, “granting a motion to strike exhibits attached to

¹ The Court in Montgomery explained that attaching inappropriate documents to a complaint needlessly complicates challenges to the proceedings because “the court could not consider the contents of these exhibits in ruling on a motion to dismiss for failure to state a claim without converting the motion into one for summary judgment.” No.08-385, slip op. at 4; see also United States v. Richie, 342 F.3d 903, 909 (9th Cir. 2003) (holding that the district court could not have considered a declaration that did not form the basis of a complaint and to which the complaint did not refer without converting the Rule 12(b)(6) motion into a Rule 56 motion)

a complaint that do not qualify as „written instruments“ under Rule 10(c) serves the purpose of „avoid[ing] the expenditure of time and money...litigating spurious issues“ later in the case.” Montgomery, No.08-385, slip op. at 4 (quoting Sidney-Vinsein v. A.H. Robins Co., 697 F.2d 880, 885 (9th Cir. 1983)).

CONCLUSION

For the aforementioned reasons, the School Board’s Motion to Strike Plaintiff’s exhibits should be granted.

Dated: January 30, 2012
Fort Lauderdale, Florida

Respectfully submitted,

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Attorney for Defendant SCHOOL BOARD

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 30, 2012, a true and correct copy of the foregoing was served with the Clerk of the Court using CM/EFC. I also certify that the foregoing document is being served this day on all parties identified on the attached Service List via transmission of Notice of Electronic Filing generated by CM/EFC or by U.S. Mail on parties appearing *pro se*.

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SERVICE LIST

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

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P.O. Box 772177
Coral Springs, FL 33077
Plaintiff *pro se*

**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.

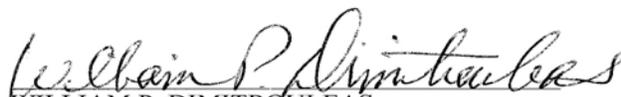
**ORDER TO SHOW CAUSE WHY MOTIONS TO DISMISS AND STRIKE
SHOULD NOT BE GRANTED BY DEFAULT**

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

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 [Signature]
2012 MAR -2 PM 12:09
STEVEN H. [Signature]
CLERK U.S. DIST. CT.
S.D. OF FLA.-FTL

Plaintiff's Compliance With Court Order To Show Cause Why Defendant's Motions To Dismiss And Strike Exhibits Should Not Be Granted

Plaintiff Nasra M. Arafat as a pro se comply to this court order dated Feb. 21,2012 to show cause not later than March 02,2012. Plaintiff in good faith and as a ground asserted the following essential 4 points:

1st point

Plaintiff compliance with rules and this court orders

1- Plaintiff did follow Fed. Civ. R. P. 16.1 as well as this court orders 1st order dated Nov. 29,2011 asking the parties to meet, confer and to file joint scheduling report and proposed order; and 2nd order dated Dec. 16,2011 granting defendant extension of time to provide responsive pleading to plaintiff's complaint before or on Jan. 30,2012 then 3rd order granting plaintiff's motion dated Dec. 30,2011 to update information by order dated Jan. 03,2012.

2- Plaintiff did consider defendant 1st appearance when defendant's motion for time extension filed on Dec. 16,2011. Therefore plaintiff as a pro-se contacted defendant and provided the law requirements on Dec. 31,2012 according to L. R. 16.1 (b)(4) as follow:-

(a) Plaintiff's request dated Dec. 31,2011 for in person meeting on any day between Jan. 03-05,2012 or other date connivance to defendant but within time limitation to be for (1st conference) exhibit A1

(b) Plaintiff's notice of requirements in accordance with subsection of local rule 16.1 exhibit A2. Which titled with caption style case in advance if plaintiff obligated to file by herself otherwise will be draft.

(c) Report of the party planning meeting (Fed. Civ. R. P. form 52) exhibit A3 all send on Jan. 01,2012 at 9: 22 pm by automated mail service receipt attached exhibit A5 and by fax when the line opened on Jan. 02,2012. In addition to full copy and this court order on the complaint send after defendant first appearance . These material was plan as listed in plaintiff's motion to update information which granted by court order dated Jan. 03,2012

3- Defendant failed to response to plaintiff by any way till defendant send the responsive pleadings dated Jan. 01,2012 which contradicted with defendant's stipulation itself and with plaintiff's materials listed above and not complied with the rules and court orders direction and provisions. While defendant's pleadings has two motions to dismiss and strike exhibits and draft joint reports all dated Jan. 30,2012 except the draft joint report dated Feb. 15,2012 in advance and concluded that {we did discuss} while the date didn't come yet nor we didn't meet or discuss. In addition plaintiff's provided updated form 52 Fed. Civ. R. P. which send on Dec. 31,2011 need to be completed together and filed as joint but was fully ignored. There was no positive outcome even to know if defendant's office received plaintiff's legal materials nor plaintiff was able to talk to defendant's lawyer before Jan.30,2012 before defendant's responsive pleadings nor after to avoid unnecessary frivolous filling out side or in side court system.

4- Plaintiff attempted again to reach defendant's office based on the direction of this court

orders and Fed. Civ. R. P. 16 and 26 when primary 1st step that parties should meet without delay, discuss, work and prepare together. In addition to specific material to be filed in the court which provide all varieties of opportunities for the parties to work together within honest atmosphere for reasonable solution to restore the party's constitutional right on basis of materials facts and law provisions with disregard to each party criteria.

5- Plaintiff called defendant again on Feb. 03,2012 through the phone and left message with office staff and stated that: {I will be obligated to file legal answer as response according to law requirements by my self including single report if no response will continuo and I will disregard defendant's draft order dated Feb. 15,2012 but defendant send on Jan. 30,2012 while plaintiff's draft joint scheduling report was send on Dec. 31,2011 and there was no response on it.

6- Defendant's lawyer on same day Feb. 03,2012 contacted plaintiff and the parties did agree for in person hearing and we will work together in good faith. Therefore reserved meeting on Feb. 15,2012 become uncertain and there was no extra date conducted before that when defendant informed that she will check her agenda for the time and will inform plaintiff.

Defendant's deposition and agreement on Feb. 03,2012 that we will work together and we will meet in person which suspended her motions to dismiss and strike on plaintiff's compliant as temporary till if we will continuo or plaintiff will file timely response within 14 days based on L. R. 7(c) (1) plus additional pleadings petitioner need if necessary and if further violation and inconsistency occurred.

7- Defendant didn't responded to inform plaintiff with the date for in person meeting or if she want to keep Feb. 15,2012 till Feb. 13,2012 and after plaintiff changed her schedules.

Therefore plaintiff obligated to send another official Corresponding dated Feb. 13,2012 exhibit A 6 as well as informal message to defendant's staff that I need to know the date will be on Feb.

15,2012 or another date if there is re-schedule new date then I need to be on Feb. 22nd , 23rd or 24th,2012 Defendant send me fax asked me to come on Feb. 15,2012 with a map to district.

8- Plaintiff's did arrive at the school district on Feb. 15, 2012 at 1:00 pm. Defendant meet with plaintiff at district lobby and stated that { why did you come we send you fax to re-scheduled the meeting on Feb. 24,2012} Plaintiff informed defendant with defendant's faxes as evidence to defendant's different contradicted decisions to meet on Feb. 14, 2012 to come and not to come on Feb. 15,2012 while this should be done simply previously since we agree on Feb. 03,2012 or since defendant first appearance. While the 2nd fax to reschedule date on Feb. 24,2012 send to plaintiff was less than two hours which I was leaving my home to come to school district. The conclusion that we agreed on Feb. 15,2012 that we will meet on Feb. 24,2012. Plaintiff responded on defendant's inconsistency information defendant's counsel on Feb. 16,2012 as plaintiff's response indicated on Feb. 22,2012 exhibit A 7.

9- As a final and when plaintiff got all court papers that defendant's lawyer was withdraw officially and the new counsel appeared to present school board also this court order to show cause. The new two lawyers and me meet together to review and to complete the joint scheduling report and discovery scheduling report as plaintiff explained in writing and did send to new counsels for defendant's on Feb. 28,2012 exhibit A9 after our first conference on Feb. 24,2012. plaintiff trying her best to file the joint scheduling report and proposed order/ mediation form L. rule 16.2 (g)(h) to be file within 35 days from Jan. 30,2012 according to court order for time extension. Which will be as joint or by plaintiff/ self only if there is any further delay or conflict. Any order or other matter on the case not yet discuss by both parties while the time is limited and defendant's new law firm just appeared on the case on Feb. 24,2012. Defendant's counsel inconsistency and failure to comply with rules and orders interrupted and disturbed plaintiff

schedule and focus while plaintiff has other issues must take care of result of defendant act.

2nd point

Defendant failure to focus on core of subject matter

1- Defendant failed to admit nor deny the martial facts provided in plaintiff's complaint filed on Nov. 28,2011. Defendant asked for time extension in order to response to martial facts supported by tangible evidences which confirmed intentional plan against plaintiff some of these acts by schools's employees plaintiff didn't ever visit their schools. Defendant failed to comply with the content of court orders which indicated specific consistent clear directions and times limitation as well as listed in Fed. Civ. R. P. and local rules in order for the parties to meet, confer and work together in good faith. In addition defendant ignored plaintiff timely consistent formal and informal communications send by mail, fax and phone.

2- Defendant failed to articulate her responsive pleadings towards the core of subject matter in the complaint towards true several cause of actions supported by concert evidences and by school employees own words and written statements. In addition to other cause of action when plaintiff enforced to leave her job at 7:40 am on April 16,2010 was only because she declined improper behavior by school employee. Defendant's employee who his job to operate educational institution with code of ethics as a role model abused his position power and underestimated plaintiff's right to work in free harm and harassment work place. Plaintiff was asking where the classroom of teacher I will substitute him then school employee asked plaintiff to follow him to another place where there was two men's there one of them told me "ok come with me I will show you...." with prohibited physical act against the code of conduct and ethics. School employee subjected plaintiff to gender- based harassment and asked plaintiff to go home because I simply asked him please don't touch me, when inappropriate touching suddenly

occurred as explained in complaint . Plaintiff has full right to work without threat or any compromised according to federal law prohibiting employment discrimination. Sexual harassment which expanded to improper touch violated Title VII Of Civil Rights Act of 1964. Therefore plaintiff didn't went directly home before she went 1st to police station close to school when and shortly after plaintiff reported to her work place ready to work. Plaintiff obligated to go to police to make a report out side the school after the board failed to take action when plaintiff called the main district (school board) when plaintiff threaten to leave because she refused inappropriate touch on April 16,2010 as listed in the complaint.

3- Other martial facts with evidences worse than this above example because it impact innocent children future and accordingly our societies we live in. Therefore plaintiff seeking back pay, compensatory damages and punitive damages not dismiss complaint while this case not only about plaintiff but also about other violations how the fund for especial need students was abused as well as the qualified employees salary to assist these students which goes to other who are not. Plaintiff still continued to seek rent assistant from different communities since defendant's discriminatory acts which is not acceptable by plaintiff who work hard and study harder to be independent and to live better life with dignity. Plaintiff did take risk as she obligated to practice her higher education for budget and finances based on real record from the state, district and schools budget to save fund and achieve the mission towards all students academic levels. Therefore there is two different salaries to same position for substitute teachers as \$80.00 and \$110.00 a day the higher one to be used for qualified sub-teacher who has the knowledge of subject matter as major factor to benefit students but was used on basis of like and dislike as they started to send me to work place with \$80.00 / a day. In additional to other similarity in many critical programs while the fund planed and provided yearly to each school to primary programs

but misused and abused which on contrary to defendant's claim that schools closed to save money according to motion for time extension and more time need it till the staff come back.

3rd point

Plaintiff's response to defendant to strike Exhibits

1- Defendant didn't identify her responsive pleadings with legible reasons and reasonable justifications why these exhibits must be excluded while equal payment issue determined based on the employees qualifications, experiences and maintaining certification of subject matter in their field. Furthermore Resume and Experiences consider essential factor to determine where the person will apply while high school diploma will not apply at Nasa Space Center or to teach. Therefore it is essential for these exhibits to be provided while each exhibit has different essential legal purpose to be presented to understand the case and save resources and time when defendant arguments no longer fit, when direct violation for federal law was exist by defendant's own material facts (exhibits) for all actions. Which supported by notice advisory committee on rules as stated on that: "in term requires a show "good cause" for production of all documents and things whether or not trial preparation is involved, courts have felt that a single formula is called for and have difered over whether a showing of relevance and lake of privileges is enough to whether more must be shown when the facts of the cases are studied" e.g., Connecticut Mutual life Ins. Co., v. Shields, 17 F.R.D. 273 ((S.D.N.Y. 1959). Defendant didn't show reasonable justification why not if these exhibits she listed shouldn't be disclose. Defendant's decision on these few exhibits contradicted with defendant's decision on other exhibits related to allegations in the compliant when defendant failed to focus on subject matter nor comply with initial discovery according Fed. Civ. R. P. 26 (a)(1)(A) or to meet and discuss then she did withdraw on 02/17/2012 and now there is two lawyer presented the defendant which I meet with

both of them on first time on Feb. 24, 2012. Therefore the joint scheduling report and order of referral form and order the scheduling mediation L. rule 16.2 (h) still not filed while there is conflict and no time left but plaintiff will file at last minutes.

2- The exhibit defendant disagree with is essential for example: Defendant inside job fair prevented plaintiff from fill just application and disputed any other request for better position and salary comparing to other who has same qualification or less experiences and knowledge of subject matter. Defendant stated loud and clearly in plaintiff's face that they accept only fresh gradate and I have to leave if \$10.00 an hour (\$80 / a day maximum) as substitute teacher not good for me. Therefore the resume of individual it should determine who can attend job fair for educational filed and fill application or not and never the new supervisor of instructional staffing or any other while the final decision for employment will be with the interviewer.

3- Defendant failed to comply with Fed. R. Civ. P. 26 (a)(1) and local rule 16.1 when defendant asked for unnecessary extension of time then later failed to comply again with two court orders to meet and discuss. Compliance with orders and rules was critical element to avoid delay, confusions, and eliminated frivolous and unnecessary pleadings which plaintiff and court currently involved with while nothing can be filed except the joint scheduling reports and proposed order and urgent, necessary motions based on L. R. 26.1(b). In addition to Fed. R. Civ. P. 7 (a) (1)(2) for allowed pleadings. Therefore defendant's pleadings considered unilateral submissions which prohibited by this court as indicated in court order dated Nov. 29,2011 section #3. Also again after court order to grant plaintiff's motion dated Dec. 30 ,2011 to update information when this court ordered the parties to avoid delay. In addition to timely, official and continuous contact to reach defendant to set time in person but defendant failed to do so.

4- Therefore plaintiff prepared and send all requirement based on L. R. 16.1 and she was

going to file necessary single report by her self within 35 days from defendant's responsive pleading which extended by court till Jan. 30,2012. Plaintiff did comply with rules and orders and never rejected any appointment rather plaintiff did seek to meet, discuss and work together in good faith based on attached record in consistent timely manner from 1st time defendant appeared as indicated in plaintiff immediate response exhibit A10 plus for what listed in all above exhibits from A1-A9. Plaintiff send draft joint reports and used form 52 for the parties planning meeting to be proceed and complete it by both parties but defendant failed do so.

5- Defendant failed to deny nor admit a true allegations when intentional plan previously organized these acts to commit such discriminatory acts by some employees in their own word in their E-mails which plaintiff can't work because they dislike plaintiff's culture or personal status as divorced single women since divorce since 1997 as they listed in their evaluation which nothing to do with my job nor plaintiff violated any law nor committed or convicted with any crime. Therefore defendant failed to enforce the district policies and department of education code of ethics and handle these violation properly to stop further false in put by professional staff and stop further discriminatory act as listed in employees' statements against plaintiff. Rather school board hidden and collected critical information as was for planed harm then get plaintiff off ignoring all regulation and Freedom Of Information Act FOIA which applied later after 5 months when plaintiff attempted to know what, who, where and why while she visiting all middle and high schools since 2000/2001 school year with full respect and dedication according to long record for long years.

4th point

Plaintiff's response to defendant's motion to dismiss

(a) Defendant failed to admit nor to deny critical allegations in discriminations acts indicated

within certain and definite material facts by the defendants their own word and actions which prohibited by federal law especially when done in educational institution responsible to change life for better future for all mankind. Defendant made a pre-mature decision by listed law cases to support dismissal was effective only within these cases and their material facts with full compliance with rules and orders and after disclosure from both sides yet not exist in this case when defendant failed to comply with simple primary steps nor to deny or admit any of allegations listed in the compliant which justify summary of judgment. Defendant listed citation for supreme court towards these law case which inapplicable in this case when yet nothing disclosed by defendant. Defendant failed to present legible reasons to justify why these law cases applied by comparing from plaintiff complaint content for all cause of actions not by listed facts exist in these law cases which not in our case . Although this is not appeal case but the provisions of laws and the principles of justice is to provide justice between parties who failed to do so among themselves and failed to use this opportunity. Defendant didn't inform plaintiff with any wrong doing nor asked plaintiff to comply with any thing nor focused on the core of subject matter therefore her decision to file motion to dismiss not only pre-mature but erroneous according to the law case on other court decision not just a lawyer as court stated that: " The dismissal of an appeal as a sanction is not favored and unless the offending party has been given an opportunity to comply, the district court is likely to grant review by certiorari, Perez & Perez, M.D. P.A. V. Holder, 867 So. 2 d 622 (Fla. DCA 2004).

(b) Defendant did file contradicted pleadings started with 1st motion for time extension then follow by responsive pleadings on plaintiff's complaint company with two separate motions to dismiss and to strike exhibits plus draft joint report. Defendant ignored court orders and rules directions then followed by new agreement to go forward and meet in person and work together

in order to prepare joint Scheduling Report and Proposed orders to be filed within 35 days from defendant responsive pleadings but did withdraw at later at the time we have to prepare joint materials with time limitation. Defendant new agreement to set in person hearing and to work together was after plaintiff received responsive pleadings on her complaint.

(c) Defendant asked for time extension with 1st failure to conduct pre-filing conference.

Later instead of to focus on law and rules requirements as a primary step on the subject matter defendant made a premature steps and decisions on the case when defendant failed to comply with simple primary steps to meet, discuss and prepare together what required by rules and court orders. Plaintiff as understating to meet, discuss and prepared joint legal martial to be filed first it means we must communicate and focus on fair resolution on basis on law provisions and facts when parties given such full opportunity to do so whether for trial or settlement.

(d) Defendant also ignored all requirements material including form 52 for party planning meeting send by plaintiff on Dec. 31,2011 and later send another draft reports dated Feb. 15,2012 but send with two motions to dismiss and to strike on same time on Jan. 30,2012. While plaintiff did send one month ago on Dec. 31,2011 after defendant pleading for motion for time extension on Dec. 16,2011.

(e) Defendant listed law cases included martial facts after these cases complied with all procedures and exchange complete discovery between parties within pervious courts procedures which not yet exist in our case.

(f) Defendant's responsive pleadings has no genuine dispute as to any martial facts with tangible evidences to defendant's cause of actions in the compliant filed on Nov. 28,2011. While these law cases claimed by defendant when higher court ruled on facts not exist nor yet proven to be true in our case. Furthermore defendant failed to comply with simple steps with disregard to