

Bond Case Briefs

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SCHOOLS - INDIANA

Smith v. Board of School Trustees of Monroe County Community School Corp.

Court of Appeals of Indiana - June 27, 2013 - N.E.2d - 35 IER Cases 1773

Teacher sought review of school board's decision to terminate his teaching contract for violating rule prohibiting him from being on school property during administrative leave.

The Court of Appeals held that:

- Substantial evidence supported board's finding that an unambiguous rule prohibiting teacher from being on school property existed;
- Substantial evidence supported board's conclusion that teacher willfully disobeyed rule;
- Testimony by co-worker regarding teacher's threatening and disparaging comments at department meeting was relevant; and
- Hearsay statement by staff member that she was scared when teacher was around was admissible as excited utterance.