

Subj: **RE: (no subject)**
Date: 5/10/2007 11:34:47 AM Eastern Daylight Time
From: TEurope@schools.nyc.gov
To:
CC: sjalows@schools.nyc.gov

Mr. Smith, you are represented by counsel and therefore, do not reach out to me directly.

From:
Sent: Thursday, May 10, 2007 11:32 AM
To: Europe Theresa
Subject: (no subject)

Dear Ms. Europe,

Regarding the telephone conference today, everyone hung up before I could respond.

I respectfully request to meet with you, so that I can show you documents regarding Mr. Kearney's threats against me, and his severe untruths as stated in various e-mails.

What has happened today is clearly something that was planned in advance - and again a denial of my due process.

Please respond.

Ted Smith

See what's free at AOL.com.

Subj: **Re: (no subject)**
Date: 5/10/2007 11:42:48 AM Eastern Daylight Time
From:
To: TEurope@schools.nyc.gov

Ms. Europe,

It should be very clear to you that I am **not** any longer represented by counsel, and ask again that I meet with you and your investigators.

Please do not deprive me of my rights.

Ted Smith



The New York City Department of Education

Joel I. Klein, Chancellor

Peter P. Heaney, Jr., *Regional Superintendent*
Region Nine Learning Support Center
333 Seventh Avenue
New York, New York 10001
Phone: (212) 356-7500

Michael A. LaForgia
Local Instructional Superintendent
Direct: (212) 356-3760
Fax: (212) 356-7514

11 May 2007

Ms Yvonne Joseph, Administrator
Medical Bureau, NYC Department of Education
65 Court Street, Room 102
Brooklyn, New York 11201

Re: Request for a Medical Examination of an Employee

Name: Theodore "Ted" Smith

Address:

New York, New York 10022

File#: 678104

SS#:

License: Physical Education

Dear Ms Joseph,

The Office of Legal Services is requesting that paperwork be submitted to send Theodore Smith for a psychiatric evaluation under Sec. 2568 of the Education Law. It has come to my attention that Mr. Smith made verbal threats to his attorney about the Arbitrator stating words to the following words to the effect of:

- 1) I want to fucking kill him.
- 2) I will fucking kill him.
- 3) I want to bash the assholes head in.
- 4) I will beat his fucking head in.

Based on these verbal representations we believe that Mr. Smith maybe a threat to others and should be evaluated by the medical department.

Thank you.

Sincerely,

Michael A. LaForgia
Local Instructional Superintendent

- c. Judith Rivera, Deputy Director, Human Resources
Susan K. Jalowski, Esq., Office of Legal Services
D.H. Miller, Principal, NYC Museum School

enclosures

cc: Yvonne Joseph
Jack Tillem, Esq.
Theresa Europe, Esq.
Susan Jalowski, Esq.
Judith Rivera
Darlene Miller

See what's free at AOL.com.

Subj: (no subject)
Date: 5/14/2007 3:38:45 PM Eastern Daylight Time
From:
To: teurope@nycboe.net
CC: neal@bricklaw.net, davidm@bricklaw.net

Dear Ms. Europe:

I have not heard from you regarding my request of May 10, 2007.

I'm trying to meet with you and your investigator because I flatly contradict Mr. Kearney's statement to you and Mr. Tillem.

Mr. Kearney instead of acting as my lawyer, has behaved as an antagonist.

Ted Smith

cc: Jack Tillem, Esq.

THE NEW YORK CITY DEPARTMENT OF EDUCATION

JOEL I. KLEIN, *Chancellor*

DIVISION OF HUMAN RESOURCES
MEDICAL, LEAVES & BENEFITS OFFICE
65 Court Street – Brooklyn, NY 11201



May 16, 2007

CERTIFIED MAIL RETURN RECEIPT REQUESTED(7004 0750 0000 0347 8403)

Mr. Theodore "Ted" Smith

New York, New York 10022

File No: 678104

Dear Mr. Smith:

Pursuant to Section 2568 State Education Law, you are directed to report to the Medical, Leaves & Benefits Office, 65 Court Street, Room 201, Brooklyn, N.Y. 11201, on **June 11, 2007 at 10:00 a.m.** for a medical examination. Please bring copies of all available current, relevant medical documentation.

This directive is made at the request of Michael A. LaForgia, Local Instructional Superintendent, Region 9. One person of your choice may be present during your examination. **Please consult with your union.** If you elect not to have someone present, you will be asked to sign a waiver.

Please be advised that failure to respond to this directive may result in disciplinary action. If you have any questions, please call (718) 935-2731.

Very truly yours,

Yvonne M. Joseph / M. Gibson

Yvonne M. Joseph
Manager
Medical

c: Michael A. LaForgia, Local Instructional Superintendent, Region 9
Judith Rivera, Deputy Director, Human Resources, Region 9
Susan K. Jalowski, Esq. Office of Legal Services
Regular Mail
Medical File

Subj: **RE: REQUEST FOR A MEDICAL EXAMINATION OF AN EMPLOYEE**
Date: 5/18/2007 10:39:01 AM Eastern Daylight Time
From: MLaforq@schools.nyc.gov
To:
CC: TEurope@schools.nyc.gov, sjalows@schools.nyc.gov, JRivera2@schools.nyc.gov

Dear Mr. Smith.

Please be aware that the two issues are separate and apart. You are still required to go to medical pursuant to Section 2568 of the Education Law.

Michael A. LaForgia

Michael A. LaForgia
Local Instructional Superintendent
Region Nine Learning Support Center
mLaforq@schools.nyc.gov

-----Original Message-----

From:
Sent: Friday, May 18, 2007 7:10 AM
To: LaForgia Michael A
Subject: RE: REQUEST FOR A MEDICAL EXAMINATION OF AN EMPLOYEE

CERTIFIED MAIL
RETURN RECEIPT REQUESTED 7006 0100 0005 7259 8389 AND BY E-MAIL

Michael A. LaForgia
Local Instructional Superintendent
The New York City Department of Education
333 Seventh Avenue
New York, NY 10001

Dear Mr. LaForgia:

I am responding to your letter of May 11, 2007 regarding a psychiatric evaluation. Not so fast.

Following a conference call on May 10, 2007, there were e-mails sent to Theresa Europe, requesting to meet with her and an investigator since she was involved in **secret** discussions with the Arbitrator, Mr. Tillem and David Kearney, and because I flatly contradict Mr. Kearney's statement. Present at the conference call including me were Jack Tillem, Esq. Theresa Europe, Esq. Susan Jalowski, Esq. and David Kearney, Esq.

Ms. Europe did not respond to my May 10, 2007 requests. I wrote to her again on May 14, 2007 with a copy to Jack Tillem. Still no response.

I demand to meet with an investigator with my lawyer present.

Yours truly,

Theodore D. Smith



THE NEW YORK CITY DEPARTMENT OF EDUCATION

JOEL I. KLEIN, Chancellor

DIVISION OF HUMAN RESOURCES
MEDICAL OFFICE
65 Court Street - Brooklyn, NY 11201
Room 201

TO: Theodore Smith

S.S. # _____ File # 678104

Region/School: 1 Regent 9

FROM: Division of Human Resources
Medical Office

"2568"

SUBJECT: EMPLOYEE MEDICAL REVIEW

Medical Examination 6/11/07 /Records Review 7/11/07

Findings:

- 1. Fit
- 2. Not Fit
- 3. No objective findings to preclude return to work
- 5. Workers Compensation
- 4. DHR Medical clearance not required for return to work
- 6. Other

Comments:

[Handwritten scribble]

Next Appointment Date: _____

PLEASE NOTE IF MEDICAL DOCUMENTATION HAS BEEN REQUESTED, IT MUST BE SUBMITTED WITHIN FIFTEEN DAYS.

Eileen
School Medical Inspector

7/11/07
DATE

c: Human Resource Manager
Principal
Medical File

Handwritten notes:
Kdy
10022