



SUPERINTENDENT OF PUBLIC INSTRUCTION

RANDY I. DORN OLD CAPITOL BUILDING • PO BOX 47200 • OLYMPIA WA 98504-7200 • <http://www.k12.wa.us>

IN THE MATTER OF THE EDUCATION)
CERTIFICATE OF)

OPP No. D09-10-069

Jack Guske)
Certificate No. 234416F)

AGREED ORDER
OF SUSPENSION

COMES NOW the Office of Superintendent of Public Instruction, under the authority granted by the laws of the state of Washington, having reviewed the file of the above-referenced case, and having considered the entire evidence contained therein, does hereby stipulate by and between the Office of Professional Practices (OPP), Office of Superintendent of Public Instruction (OSPI), and Jack Guske, that the Washington Education Certificate, No. 234416F, of Jack Guske, shall be suspended, based on the Findings of Fact and Conclusions of Law set forth below:

FINDING OF FACTS

1. Jack Guske was issued a Washington Education Certificate, No. 234416F, on June 9, 1979. That certificate currently remains valid.
2. Jack Guske is employed by the Washtucna School District.

JACK GUSKE
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3. On October 6, 2009, the Office of Professional Practices, within OSPI, received a complaint letter from the superintendent of the Washtucna School District alleging a lack of good moral character or personal fitness, or a violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 181-87, by Jack Guske.

4. During the 2007-2008 and the 2008-2009 school years, Jack Guske received and viewed inappropriate images through his Washtucna School District computer e-mail account.

5. During the 2007-2008 and the 2008-2009 school years, Jack Guske used Washtucna School District computer resources to send inappropriate images; some of the recipients were Washtucna School District employees.

6. On April 9, 2009, Jack Guske was placed on administrative leave.

7. On September 30, 2009, Jack Guske was issued a letter of reprimand by Dr. Steven Smedley, Washtucna School District Superintendent.

8. Washtucna School District policy and procedure #2314, titled "Instruction/Electronic Information System (Networks)" and "Acceptable Use Guidelines (Networks)", was adopted in 1998.

9. On May 14, 2010, Jack Guske participated in an interview with an OPP investigator. On June 4, 2010, OPP received Jack Guske's signed statement.

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10. Good moral character and personal fitness is a continuing requirement to maintain a Washington Education Certificate.

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Jack Guske and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 234416F, of Jack Guske, should be suspended as provided for in WAC 181-86-070.

3. Jack Guske has violated RCW 28A.410.090, WAC 181-87-060, WAC 181-86-013, and/or WAC 181-86-014.

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ORDER

THEREFORE, it is hereby ordered and agreed that the Washington Education Certificate, No. 234416F, of Jack Guske, be suspended for four (4) months from the date of entry of this Order.

Reinstatement shall require submission of a new application, including Character and Fitness Supplement, provided by OPP and having Jack Guske's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP). Reinstatement shall be also contingent upon Jack Guske's fingerprint background check returning with no criminal convictions that are listed in WAC 181-86-013, RCW 28A.410.090, and/or any felony convictions

DATED This 10th day of June, 2011.

RANDY I. DORN
Superintendent of Public Instruction
State of Washington

Stipulated to and approved
For entry:

Jack Guske
Jack Guske, Respondent

William J. Powell
William Powell, Attorney for Respondent
WSBA # 672

M. T. Mueller
Martin T. Mueller
Assistant Superintendent
Student Support