



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. D12-10-068
)	
JACQUELINE DAVIS)	AGREED ORDER
Certificate No. 433494B)	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 Jacqueline Davis, that the Washington Education Certificate, No.433494B, of Jacqueline Davis, shall be suspended, based on the Findings of Fact and Conclusions of Law set forth below:

FINDING OF FACTS

- Jacqueline Davis was issued a Washington Education Certificate, No. 433494B, on January 31, 2006. That Certificate expired June 30, 2013. The actions described in the following Findings of Fact occurred while Washington Education Certificate No. 433494B was valid.
- Jacqueline Davis was employed by Tacoma Public Schools.

JACQUELINE DAVIS
 AGREED ORDER OF SUSPENSION



3. On September 25, 2012, the Office of Professional Practices, within OSPI, received a complaint letter from Carla J. Santorno, the Superintendent of Tacoma Public Schools, 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 Jacqueline Davis.

4. On April 26, 2011, Jacqueline Davis attempted to take a paper flower away from D.D., an 11 year old boy in her TLC class. D.D. was poking another student and refused to surrender the flower so Jacqueline Davis attempted to take the flower from D.D., who was resisting, causing her to inadvertently scratch D.D.'s thumb.

5. On April 27, 2012, Jacqueline Davis was placed on paid administrative leave by Superintendent Arthur O. Jarvis, Ed. D.

6. On May 26, 2011, Jacqueline Davis received a Letter of Suspension from Superintendent Arthur O. Jarvis suspending her for three (3) days.

7. On July 21, 2011, Jacqueline Davis appealed her three (3) day suspension.

8. On July 21, 2011, Jacqueline Davis received a Letter of Suspension from Superintendent Arthur O. Jarvis, Ed. D., amending her suspension to a two (2) day suspension.

9. On January 13, 2012, Jacqueline Davis signed a Settlement Agreement with Tacoma Public Schools and agreed to serve a one-day unpaid suspension as a disciplinary sanction for her conduct on April 26, 2011. As stated in that agreement, no admissions of inappropriate conduct were made. Ms. Davis settled the case because her mother was ill and she did not have the ability to contest the suspension at the time.

10. On May 25, 2012, during a disagreement with B.K., a 12 year old male student in her TLC classroom, Jacqueline Davis used an unapproved physical restraint while attempting to physically escort him to the time-out room.

11. On May 29, 2012, Jacqueline Davis was placed on paid administrative leave by Superintendent-Elect (Interim) Carla, Santorno.

12. On June 1, 2012, Tacoma Police Department initiated an investigation into the incident involving Jacqueline Davis and B.K. which occurred on May 26, 2012; Tacoma Police Department Incident Case No. 121530223.1. The case was referred to Tacoma Municipal Court, however no charges were filed.

13. On September 20, 2012, Jacqueline Davis was issued a Probable Cause for Discharge letter from Superintendent Carla J. Santorno.

14. On February 13, 2013, Jacqueline Davis signed a Settlement Agreement with Tacoma Public Schools.

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

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Jacqueline Davis and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate No. 433494B, of Jacqueline Davis, should be suspended for unprofessional conduct and/or lack of good moral character or personal fitness. RCW 28A.410.090, WAC 181-86-070, WAC 181-87-060

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ORDER

THEREFORE, it is hereby ordered and agreed that the Washington Education Certificate, No. 433494B, of Jacqueline Davis, be suspended for two (2) months from the date of entry of this Order.

Reinstatement shall require: (1) submission of a new application, including Character and Fitness Supplement, provided by OPP and having Jacqueline Davis' fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP); and (2) since Jacqueline Davis' education certificate has expired, Jacqueline Davis will show that she meets all academic requirements for renewal/reinstatement of the education certificate at any time following two months after the entry of this Order. Reinstatement shall also be contingent upon Jacqueline Davis' fingerprint background check returning with no criminal convictions that are listed in WAC 181-86-013, RCW 28A.410.090, any felony convictions.


DATED This 22nd day of October, 2014.

RANDY I. DORN
Superintendent of Public Instruction
State of Washington

Stipulated to and approved
For entry:



Jacqueline Davis, Respondent



Gil Mendoza, Ed. D.
Deputy Superintendent
K-12 Education