

I, Maggie Pzd certify that on June 19 2007, I mailed a copy of this document, certified & postage prepaid, to all parties or their counsel of record. I certify under penalty of perjury, under the laws of the state of Washington, that the foregoing is true and correct.

IN THE MATTER OF THE EDUCATION)
CERTIFICATE OF) OPP No.: A06-07-215
)
SCOTT CARPENTER)
CERTIFICATION OFFICE RECORD NO.: 383811G) FINAL ORDER OF
DENIAL OF CERTIFICATE
)

COMES NOW Arlene Hett, Review Officer of the Office of Superintendent of Public Instruction (OSPI), having reviewed the files of the above-referenced case, and having considered the arguments of each party and the recommendation of the Admissions and Professional Conduct Advisory Committee, does hereby deny the certificate application of Scott Carpenter, based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Scott Carpenter applied for a Washington education certificate on June 11, 2006.
2. On the Character and Fitness Supplement, a part of the application process, Mr. Carpenter answered 'yes' to questions 3, 4, 10 and 11 in Section II Professional Fitness regarding having been the subject of an investigation of a certification or licensing agency for allegations of misconduct, adverse action taken on any certificate or license, disciplined by an employer because of allegations of misconduct and having been the subject of an investigation by an employer because of allegations of misconduct.
3. Scott Carpenter submitted a written explanation which stated that in March of 1999, he was involved as a counselor, in an incident that eventually led to a professional misconduct becoming part of his permanent record at his school district. It involved a female student, but there was no physical contact. A year and a half after the event occurred, the consequences given to him by the Oregon Teacher Standards and Practices Commission (TSPC) were that he get evaluated by a counselor, surrender his counseling license, and be placed on four years probation.

4. Documentation included with the application packet was page 8 and 9 of the Order by Oregon TSPC regarding Surrender of Personnel Service License, Stipulation, Public Reprimand and Order of Probation; a letter dated May 20, 1999, from Shelia Rodgers Borden, LCSW, ACSW regarding his counseling visits; a psychological evaluation dated December 27, 2000, from Kevin McGovern, Ph.D., Licensed psychologists; and letters of recommendation.
5. July 10, 2006, the Office of Professional Practices received from Oregon TSPC, the Order of Surrender of Personnel Services License, Stipulation, Public Reprimand and Order of Probation dated September 28, 2000. The Order states the decision to take action was based on the conclusion that Mr. Carpenter engaged in verbal conduct of a sexual nature toward a female high school student. Mr. Carpenter also engaged in physical conduct of a sexual nature toward the student by hugging her and placing his face on the back or the side of the student's head and neck. The Order indicates that the TSPC accepted the surrender of his Personnel Service License, the revocation of that license, the imposition of a public reprimand as to his teaching license and the imposition of a period of probation.
6. Good moral character and personal fitness is a requirement to attain a Washington education certificate.

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Scott Carpenter and over the subject matter of this action.
2. Scott Carpenter has failed to provide clear and convincing evidence of good moral character or personal fitness to receive a Washington Education Certificate, (WAC) 181-86-170.

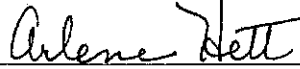
ORDER

THEREFORE, it is hereby ordered that the application for certification of Scott Carpenter be denied.

This Order will become final thirty (30) calendar days from the date of receipt of this order unless respondent files an appeal for a formal hearing before the Office of Administrative Hearings. Please direct the appeal and request for formal hearing to Office of Superintendent of Public Instruction, Administrative Law Office, Old Capitol Building, P.O. Box 47200, Olympia, WA 98504-7200.

DATED this 19th day of June, 2007.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington



DR. ARLENE HETT
Review Officer