

I, Maggie Paza 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)
)
KEISHA FULBRIGHT)
DOB: [REDACTED]/1982)
_____)

OPP No.: A06-06-177
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 Keisha Fulbright, based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Keisha Fulbright applied for a Washington education certificate on December 22, 2003, as a candidate through the teacher education program at Central Washington University.

2. On the Character and Fitness Supplement, a part of the application process, Ms. Fulbright answered 'yes' to questions 1, 2, 3 and 4, Section III, Criminal history regarding arrests, fingerprinting and conviction of a crime or violation of the law and felony conviction. She also answered 'yes' to question 2, Section IV, Fitness regarding engaging in conduct which resulted in the damage or destruction of property.

3. As part of the Character and Fitness Supplement, Ms. Fulbright submitted a written explanation stating that during or about the month of December, 2003 (sic) she drove her car when some teenage boys shot out some car windows with BB gun pistols. During this time, one of the boys shot a dog and there was some stolen property in her car. On another incident, she was with a boy who had been shop lifting and was charged with theft in the third degree. That charge was dismissed. In the first incident she was charged with Malicious Mischief in the 2nd (two counts) and Animal Cruelty in the first degree in

Douglas County. In Chelan County her charges were Complicity to Malicious Mischief (two counts) and possessing Stolen Property in the 2nd degree. During these crimes that she was charged, she damaged other people's property.

4. Ms. Fulbright included a Judgment and Sentence for Chelan County Superior Court Cause #03-1-00032-0; filed February 19, 2003. The Judgment and Sentence states that Ms. Fulbright was found guilty, by plea, of two counts of Complicity to Malicious Mischief 2nd, Revised Code of Washington (RCW) 9A.48.080(1)(a), and one count of Possessing Stolen Property 2, RCW 9A.56.160 (1)(a). Ms Fulbright was sentenced to: \$960 total court costs; restitution to be set at on March 19, 2003; four (4) months of confinement, which could be served in the form of work and/or school release, and to run concurrently with Douglas County Superior Court Cause #02-1-00201-7; and twelve (12) months community custody by the Washington State Department of Corrections, upon release from incarceration.
5. Ms. Fulbright also included a second Judgment and Sentence for Douglas County Superior Court Cause # 02-1-00201-7, filed February 18, 2003. The Judgment and Sentence states that Ms. Fulbright was found guilty, by plea of guilty, of one count of felony Animal Cruelty 1st, RCW 16.52.205, and two counts of Malicious Mischief 2nd, RCW 9A.48.080. Ms. Fulbright was sentenced to: \$1610 total court costs; restitution hearing set for March 10, 2003; ninety (90) days confinement; confinement may be served in the form of work release; and twelve months community custody by the Washington State DOC. The Douglas County Superior Court also determined that the crimes for which she was convicted of were felonies in the commission of which a motor vehicle was used. The Court clerk was directed to forward an Abstract of Court Record to the Department of Licensing, which must revoke Ms. Fulbright's driver's license.
6. On July 14, 2006, the Office of Professional Practices (OPP) sent a request for additional information to Ms. Fulbright asking for the arresting officer's report and court docket for each and every arrest within the past ten years.

7. On August 2, 2006, OPP received from Ms. Fulbright: a copy of the Washington State Patrol criminal history report of Ms. Fulbright, showing six felony convictions; multiple Incident Reports from the Wenatchee Police Department regarding theft and property damage; the Information document filed February 10, 2003 in Superior Court of Chelan County; and multiple Incident Reports from the Douglas County Sheriff's Office regarding property damage. Neither court dockets nor Defendant Case History were included in the information submitted by Ms. Fulbright.
8. Wenatchee Police Department Incident Report No. 02-21171, dated December 17, 2002, indicates that Ms. Fulbright and a juvenile went to several stores and in the two weeks prior, stealing many items. The items stolen from just one of the stores in one day were valued at over \$379. Ms. Fulbright and the juvenile were arrested and charged with the crimes of Theft 3rd Degree and Possession of Stolen Property 2nd Degree.
9. Wenatchee Police Department Incident Report No. 02-20592 indicates that Ms. Fulbright was being interviewed by Douglas County Deputies in a series of BB gun shootings that had occurred. Ms. Fulbright said that she was involved in a series of BB gun drive-by shootings on December 6, 2002. Ms. Fulbright stated that she picked up a group of her friends in her car that afternoon and they decided to go around shooting at things with their BB guns.
10. Wenatchee Police Department Incident Report No. 02-20629 indicates that Ms. Fulbright was involved in incidents of malicious mischief by either shooting pellet guns and damaging property or merely being in the vehicle at the time of the crime. Ms. Fulbright and other individuals were responsible for shooting pellet guns at a house and damaging the front window.
11. Douglas County Sheriff's Office Incident Report #0205798 states that during a malicious mischief and animal cruelty investigation, it was learned by Douglas County Sheriff's deputies that Ms. Fulbright, who was twenty years old at the time, was the girlfriend of a 15 year old male. The 15 year old male was also a suspect in the animal cruelty and

malicious mischief investigation. During an interview with Ms. Fulbright on December 7, 2002, she referred to the 15 year old male as her boyfriend. During the interview, Ms. Fulbright stated that she picked the 15 year old male up from near the Eastmont High School and she later drove him, and other juvenile males, around Wenatchee and Douglas County as they shot at objects from her moving vehicle. She also stated that they shot at vehicles parked at Wenatchee High School. When the 15 year old male was questioned regarding the relationship, he stated that he and Ms. Fulbright were no longer boyfriend/girlfriend. He stated that he and Ms. Fulbright had never had sexual intercourse but she had asked him to have sex several times and mentioned that she would give him oral sex. When asked if Keisha had ever touched him inappropriately, he stated that Keisha had kissed him and rubbed his chest and stomach, but she never touched him below the waist.

12. On February 10, 2003, an Information and Probable Cause statement, Cause #03-1-00032-0 was filed in Chelan County Superior Court charging Ms. Fulbright with: two counts of Complicity to Malicious Mischief in the second degree, RCW 9A.48.080; three counts of Complicity to Malicious Mischief in the third degree, RCW 9A.48.090; and Aiming or Discharging a Firearm or Dangerous Weapon, RCW 9.41.230.
13. Good moral character and personal fitness is a requirement to attain a Washington education certificate.

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Keisha Fulbright and over the subject matter of this action.
2. Keisha Fulbright 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.

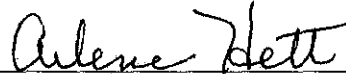
ORDER

THEREFORE, it is hereby ordered that the application for certification of Keisha Fulbright 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