

I, Maggie Pazar certify that on December 1, 2006, 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)
)
RODGER L. HUCKABEE, SR.)
CERTIFICATE NO: 306473J)
_____)

OPP No. D00-05-050

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 of the certificate application of Rodger L. Huckabee, Sr., based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Rodger L. Huckabee, Sr. was issued a Washington Continuing Teaching Certificate, No. 306473J, on May 10, 1991. That certificate expired June 30, 2002.
2. Rodger L. Huckabee, Sr. was employed by the Quilcene School District.
3. On August 20, 2000, the Office of Professional Practices (OPP), within OSPI, received a complaint letter from Gilbert Johnson, Superintendent, Quilcene 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) 180-87, and/or the Revised Code of Washington (RCW) by Rodger L. Huckabee, Sr.
4. During the 1999-2000 school year, Mr. Huckabee, Sr. visited numerous pornographic sites on the Internet during his classroom instruction time.

RODGER L. HUCKABEE, SR.
FINAL ORDER OF DENIAL OF CERTIFICATE

PAGE 1 OF 4

5. One student observed a pornographic site that Mr. Huckabee, Sr. was viewing during classroom instruction time.
6. Mr. Huckabee, Sr. submitted a letter of resignation, dated April 18, 2000, to the Quilcene School Board, Superintendent and Principal.
7. On March 8, 2001 OPP issued a Proposed Order of Revocation of the educational certificate of Mr. Huckabee, Sr.
8. On April 16, 2001, OPP received from Mr. Huckabee, Sr. an appeal of the Proposed Order of Revocation.
9. On November 16, 2001, a Proposed Final Order of Revocation was issued by the Informal Review Officer, based on the Order of Revocation being upheld by the Admissions and Professional Conduct Advisory Committee (APCAC).
10. On December 3, 2001, the Office of Professional Practices received an appeal and request for a formal hearing from Mr. Huckabee, Sr.
11. On December 9, 2002, Mr. Huckabee, Sr. withdrew his appeal for a formal hearing.
12. On December 20, 2002, a Final Order of Revocation of the Washington educational certificate of Mr. Huckabee, Sr. was issued.

13. On October 20, 2005, the Office of Professional Practices received an application from Mr. Huckabee, Sr. requesting reinstatement of his educational certificate.

14. Included in the reinstatement application was an evaluation by Dr. Mark Sall, a licensed Idaho psychologist, dated July 28, 2005. The appropriate consent forms allowing OPP communication with and release information to Dr. Sall were not completed and are not on file with OPP. Dr. Sall did not request a copy of the complete file of Mr. Huckabee, Sr. for review, prior to the evaluation being completed. Dr. Sall's Idaho certification with the Idaho Board of Psychologist Examiners expired April 18, 2006.

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Rodger L. Huckabee, Sr. and over the subject matter of this action.
2. Rodger L. Huckabee, Sr. has failed to provide clear and convincing evidence of good moral character or personal fitness and does not qualify to reinstate his Washington Education Certificate, Washington Administrative Code (WAC) 181-86-170, WAC 181-86-013 and/or WAC 181-86-014.

ORDER

THEREFORE, it is hereby ordered that the application for certification of Rodger L. Huckabee, Sr. 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 1st day of December, 2006.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington



DR. ARLENE HETT
Review Officer