



# 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. D09-02-009
	)	
	)	AGREED ORDER
David Holt	)	OF SUSPENSION
Certificate No. 296361R	)	
	)	

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 David Holt, that the Washington Education Certificate, No. 296361R, of David Holt, shall be suspended, based on the Findings of Fact and Conclusions of Law set forth below:

### FINDING OF FACTS

1. David Holt was issued a Washington Education Certificate, No. 296361R, on January 22, 1990. That certificate currently remains valid.
  
2. David Holt was employed by the Wellpinit School District.
  
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DAVID HOLT  
 AGREED ORDER OF SUSPENSION



3. On January 28, 2009, the Office of Professional Practices, within OSPI, received a complaint letter from the Superintendent of the Wellpinit 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 David Holt.

4. Wellpinit School District Staff Appropriate Use Policy and Agreement (1) Network, number 7 states: Use of the system to access, store, or distribute obscene or pornographic materials is prohibited.

5. On October 12, 2006, David Holt signed a copy of the Wellpinit School District Staff Appropriate Use Policy and Agreement, stating that he had read, understood, and agreed to abide by the Wellpinit School District Staff Appropriate Use Policy.

6. During the 2008-2009 school year, David Holt used Wellpinit School District computer equipment to access and view sexually explicit material.

7. On October 29, 2008, during a meeting with Timothy Ames, Wellpinit School District Superintendent, David Holt stated that he had accessed sexually explicit images on his school district computer equipment.

8. David Holt was verbally placed on administrative leave by Timothy Ames on October 29, 2008.

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9. On December 4, 2008, David Holt signed a Settlement Agreement and Release of All Claims and resigned his employment with the Wellpinit School District, effective the end of January 2009.

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 David Holt and over the subject matter of this action.
2. OSPI has shown by clear and convincing evidence that Washington Education Certificate, No. 296361R, of David Holt, should be suspended as provided for in WAC 181-86-070.
3. David Holt has violated WAC 181-87-060, RCW 28A.410.090, 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. 296361R, of David Holt, be suspended for one hundred twenty (120) days from the date of entry of this Order.


Reinstatement shall (also) require submission of a new application, including Character and Fitness Supplement, provided by OPP and having David Holt's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP). Reinstatement shall be also contingent upon David Holt'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

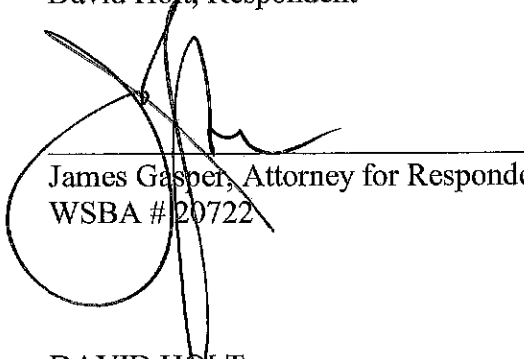
DATED This 10<sup>th</sup> day of June, 2009.

RANDY I. DORN  
Superintendent of Public Instruction  
State of Washington

Stipulated to and approved  
For entry:

  
David Holt, Respondent

  
Martin Mueller  
Assistant Superintendent  
Student Support

  
James Gasper, Attorney for Respondent  
WSBA # 20722

DAVID HOLT  
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