



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. D09-02-013
)	
RUBEN CARRERA)	FINAL ORDER OF
Certificate No. 259912D)	MANDATORY PERMANENT
)	REVOCATION

COMES NOW the Office of Superintendent of Public Instruction (OSPI), 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 permanently revoke the Washington Education Certificate, No. 259912D, of Ruben Carrera, based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Ruben Carrera was issued a Washington Education Certificate, No. 259912D, on July 1, 1984. That certificate currently remains valid.
2. Ruben Carrera was employed by the Sunnyside School District.
3. On February 6, 2009, the Office of Professional Practices, within OSPI, did receive a complaint letter from Dr. Richard D. Cole, the superintendent of the Sunnyside School District

RUBEN CARRERA
FINAL ORDER OF MANDATORY PERMANENT REVOCATION



alleging a lack of personal fitness, or a violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 181-87, by Ruben Carrera.

4. During the summer of 2004, Ruben Carrera intentionally touched the bare buttocks of A.T., his twelve (12) year old step granddaughter for his sexual gratification.

5. On November 11, 2005, Yakima County Sheriff's Department was contacted by the Washington County Sheriff's Department in Hillsboro, Oregon for assistance in a sex offense investigation involving Ruben Carrera. (Washington County, Oregon, Sheriff's Department Case No. 2005-521565 and Yakima County Sheriff's Department Case No. 05-21470)

6. On July 28, 2006, a Declaration of Probable Cause was filed with the Yakima County Superior Court, Case No. 06-1-01623-3, alleging that sometime after July 10, 2004, Ruben Carrera had inappropriate sexual contact with A.T., who was 12 (twelve) years old.

7. On December 11, 2008 Ruben Carrera signed a Statement of Defendant on Plea of Guilty-Sex or Kidnapping Offense in Yakima Superior Court. Ruben Carrera admitted, "In July 2004, in Yakima County, I touched my granddaughter's bottom, for the purpose of my sexual gratification. She was twelve years of age at the time and I was at least thirty-six months older than her."

8. On January 26, 2009, Ruben Carrera was sentenced to 20 months with credit for time served in the Yakima County Jail. This sentence was suspended pending the following

RUBEN CARRERA
FINAL ORDER OF MANDATORY PERMANENT REVOCATION

conditions based on SSOSA (Special Sex Offender Sentencing Alternative): (1) Defendant is placed on community custody for a period of 48 months; (2) Defendant shall be confined 1 Day with credit for time served in the Yakima County Jail; (3) Defendant shall abide by all the conditions of community custody as imposed by the Department of Corrections. Defendant shall have a biological sample collected for purposes of DNA identification analysis and shall fully cooperate in the testing. Defendant is required to pay \$1600.00 in court costs. Defendant is required to register as a sex offender.

9. Ruben Carrera has pleaded guilty or been convicted of a crime identified in Revised Code of Washington (RCW) 28A.410.090(3). Such a plea or conviction authorizes OSPI to permanently revoke the Education Certificate.

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

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CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Ruben Carrera and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 259912D, of Ruben Carrera, should be revoked, as provided for in WAC 181-86-075.


3. Ruben Carrera has violated: RCW 28A.410.090, WAC 181-86-013 and/or WAC 181-86-014.

ORDER

It has been thirty days since the Proposed Order of Mandatory Permanent Revocation was received. The appeal time period has passed. It is hereby ordered that the Washington Education Certificate, No. 259912D, of Ruben Carrera is revoked.

DATED This 23rd day of April, 2009.

RANDY I. DORN
Superintendent of Public Instruction
State of Washington


Martin T. Mueller
Assistant Superintendent
Student Support

RUBEN CARRERA
FINAL ORDER OF MANDATORY PERMANENT REVOCATION