



# SUPERINTENDENT OF PUBLIC INSTRUCTION

DR. TERRY BERGESON OLD CAPITOL BUILDING • PO BOX 47200 • OLYMPIA WA 98504-7200 • <http://www.k12.wa.us>

April 30, 2007

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Mr. Thomas Doyle  
Bennett, Hartman, Morris & Kaplan  
Suite 1650  
111 SW Fifth Ave  
Portland OR 97204-3627

RE: Robert Jones  
Certificate No.: 368117H  
OPP No.: D05-06-072

Dear Mr. Doyle:

Our office received Mr. Robert Jones's Order of Dismissal – Default dated April 20, 2007, from Administrative Law Judge Janice Shave, at the Office of Administrative Hearings. The Order of Permanent Revocation is now considered final.

If you or your client has any questions, you may reach me at (360) 725-6136.

Sincerely,

Charles Schreck, Director  
Office of Professional Practices

CS:pjc

cc: Robert Jones  
Anne Shaw, Assistant Attorney General

\_\_\_\_\_, certify that on 4/30/07, 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.

I, Maggie Pizar certify that on January 5, 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 )  
 )  
ROBERT MATTHEW JONES )  
CERTIFICATE NO. 368117H )  
\_\_\_\_\_ )

OPP No. D05-06-072  
  
AMENDED FINAL ORDER OF  
PERMANENT REVOCATION

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 order that the Washington Education Certificate, No. 368117H, of Robert Matthew Jones be permanently revoked based on the Findings of Fact and Conclusions of Law set forth below:

**FINDINGS OF FACT**

1. Robert M. Jones was issued a Washington Education Certificate, No. 368117H, on March 23, 1999. That certificate currently remains valid.
  
2. Robert Jones was employed by the White Salmon Valley School District.
  
3. On June 10, 2005, the Office of Professional Practices (OPP), within OSPI, received a complaint letter alleging a lack of good moral character or personal fitness, or a violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 181-87-060(1) and WAC 181-86-013, by Robert Matthew Jones.
  
4. In December of 2003, Mr. Jones had a female Columbia High School student sit on his lap. As the female student sat on Mr. Jones' lap, he manipulated the top of her exposed

underwear. Mr. Jones also moved his hand up and down her back; underneath her shirt and bra strap and back to the top of her buttocks.

5. On January 12, 2005, a complaint was made by Yahoo! Inc. to the tip line for the National Center for Missing and Exploited Children (NCMEC). The complaint involved approximately sixteen images, appearing to be child pornography, uploaded to the site. Special Agents of the Federal Bureau of Investigation (FBI) initiated an investigation.

6. The FBI investigation led to the White Salmon Valley School District and to the computer assigned to Mr. Jones. During investigation, Mr. Jones admitted to establishing the Yahoo! account that was used to upload depictions of minors engaged in sexually explicit acts. Jones was also shown to have established several e-mail accounts for both himself and for AR, a 15-year old female student in the White Salmon Valley School District.

7. During the first semester of the 2004-2005 school year, Mr. Jones photographed high school age females while they were changing clothing for drama or choir classes. The female students did not know they were being photographed while they were undressed.

8. In December of 2004, Robert Jones set up e-mail accounts on Yahoo! so he and AR could communicate via e-mail. From December of 2004 to March of 2005, Jones sent, through computer message exchanges, sexually explicit photographs to AR and requested that she take photographs of herself and send them to him. AR sent Mr. Jones photographs of herself from the waist up, from behind. She said Mr. Jones continued to press her for photographs that are more graphic.

9. In March of 2005, Mr. Jones, set up an email account for AL, an 11<sup>th</sup> grade female student in the White Salmon Valley School District, for them to communicate. Mr. Jones sent numerous e-mails to AL; including e-mails detailing sexually explicit dreams and e-mails describing sex acts between Jones and AL. Mr. Jones also sent AL e-mails with questions requesting sexual information, including "What is the nastiest thing you've done sexually?" Mr. Jones also e-mailed AL directing her to delete all of their emails; to "prevent others from finding them".

10. During the 2004-2005 school year, Mr. Jones used school district computers and computer technology to access the photo storage site, www.Photobucket.com. Mr. Jones used www.Photobucket.com to store and access 140 images. The majority appeared to be child pornography, including photographs of female children under the age of 12 and 10 involved in explicit sexual acts with adult males.

11. On February 3, 2006, an Information was filed on Klickitat County Superior Court; Cause number 06-1-00047-3. In the Information, Mr. Jones was charged with: Child Molestation in the Third Degree, Revised Code of Washington (RCW) 9A.44.089; two counts of Voyeurism, RCW 9A.44.115; and Communicating with a Minor for Immoral Purposes, RCW 9.68A.090. The victim was a student in the White Salmon Valley School District.

12. On March 30, 2005, Mr. Jones was placed on administrative leave by Dale Palmer, Superintendent of the White Salmon Valley School District

13. On June 9, 2005, Mr. Jones resigned his employment with the White Salmon Valley School District, effective August 31, 2005.

14. On June 30, 2006, Mr. Jones pleaded guilty to 18 USC 2422(b): Coercion and Enticement of a Minor; Docket No. CR04-459-01-BR. Mr. Jones was sentenced to: 60 months imprisonment with the United States Bureau of Prisons; \$100 special assessment cost; supervised release for a period of 3 years, upon released from imprisonment; no contact with minors, upon release from incarceration, unless approved by the probation officer and the Court; and other conditions.

15. On July 31, 2006, Mr. Jones signed a Defendant Statement of Plea of Guilty, Klickitat Cause Number 06-1-00047-3, for which he pleaded guilty to: Child Molestation in the Third Degree, RCW 9A.44.089; Voyeurism, RCW 9A.44.115; and Communicating with a Minor for Immoral Purposes, RCW 9.68A.090.

16. On September 5, 2006, Mr. Jones was found guilty by plea to the charges of: Child Molestation in the Third Degree, RCW 9A.44.089; Voyeurism, RCW 9A.44.115; and Communicating with a Minor for Immoral Purposes, RCW 9.68A.090. Mr. Jones was sentenced to: \$1091.50 total court costs with restitution to be determined; fifteen months total confinement; confinement to be served consecutively to and after completion of federal sentence; community custody with the Washington State Department of Corrections for 36-48 months after release from confinement; no contact with male or female children under the age of 16 years without the presence of an approved responsible adult who is aware of his offense history...; register as a sex offender in the county for which he resides upon release from confinement; all other sex offender registration requirements; and other requirements. Mr. Jones has filed an appeal for the Klickitat County conviction.

17. Robert M. Jones has been convicted of a violation of federal jurisdiction similar to Revised Code of Washington (RCW) 9.68A.04(1) (b), Sexual Exploitation of a Minor, a Class B felony. Such a plea or conviction authorizes OSPI to permanently revoke the Education Certificate.

18. Robert Jones 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.

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

**CONCLUSIONS OF LAW**

1. OSPI has jurisdiction over Robert Matthew Jones and over the subject matter of this action.
2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 368117H, of Robert Matthew Jones, should be permanently revoked as provided for in WAC 181-86-075.
3. Robert Matthew Jones has violated WAC 181-87-060, WAC 181-87-080, RCW 28A.410.090, WAC 181-86-013, and/or WAC 181-86-014.

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**ORDER**

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 368117H, of Robert Matthew Jones, be permanently revoked.

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 5th day of January, 2007.

DR. TERRY BERGESON  
Superintendent of Public Instruction  
State of Washington



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DR. ARLENE HETT  
Review Officer