



SUPERINTENDENT OF PUBLIC INSTRUCTION

DR. TERRY BERGESON 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. D05-12-128
)	
Dion Labadie)	FINAL ORDER OF
Certificate No. 378624A)	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. 378624A, of Dion Labadie, based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Dion Labadie was issued a Washington Education Certificate, No. 378624A, on July 10, 2000. That certificate currently remains valid.
2. Dion Labadie was employed by the Chehalis School District.
3. On November 29, 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

DION LABADIE
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violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 181-87,
by Dion Labadie.

4. From August 2005 to November 20, 2005, Mr. Labadie sent numerous e-mails and over 500 cell phone text messages to a 15-year old female. Some of the e-mails described specific acts of sexual contact between Mr. Labadie and the 15-year old female.

5. On an unknown date between August 2005 and November 2005, Mr. Labadie furnished an alcoholic beverage to a 15-year old female and consumed alcoholic beverages with the female.

6. From the beginning of November, 2005 to November 20, 2005, Mr. Labadie engaged in sexual acts with a 15-year old female.

7. On November 20, 2005, an investigation was begun by the Chehalis Police Department into allegations of a sexual relationship between Mr. Labadie and a 15-year old female.

8. On November 20, 2005, Mr. Labadie submitted a letter of resignation to Dr. Greg Kirsch, Superintendent of the Chehalis School District. Mr. Labadie's resignation was effective December 1, 2005.

9. Between November 24, 2005 and November 28, 2005, Mr. Labadie contacted the 15-year old female and asked her not to tell law enforcement that they touched each other.

10. On December 5, 2005, an Information and an Affidavit Establishing Probable Cause was filed by the Lewis County Prosecuting Attorney in the Lewis County Superior Court. The Information charged Mr. Labadie with: seven (7) counts of Rape of a Child in the Third Degree, RCW 9A.44.079; two (2) counts of Child Molestation in the Third Degree, RCW 9A.44.089; one (1) count of Tampering with a Witness, RCW 9A.72.120; and one (1) count of Furnishing Liquor to Minors, RCW 66.44.270(1).

11. On May 26, 2006, Mr. Labadie signed a Statement of Defendant on Plea of Guilty to Sex Offense. Mr. Labadie pleaded guilty to: two (2) counts of Rape of a Child in the Third Degree, RCW 9A.44.079; and Tampering with a Witness, RCW 9A.72.120.

12. On a signed statement presented to OPP on June 19, 2006, Mr. Labadie states: "I was not exercising my responsibility as an educator when the misconduct occurred. The young lady in question was not, nor has ever been, one of my students."

13. On July 14, 2006, Mr. Labadie was found guilty by plea and sentenced to: \$1,950 restitution fines, not include all restitution or other legal obligations; 36 months total confinement; 70 days credit for time served; Community Custody by the Washington State Department of Corrections for 36 to 48 months, upon release from incarceration; Sex and Kidnapping Offender Registration; no contact with minor children during community custody, except his biological children when in the presence of an adult who has knowledge of his

conviction; shall not hold a position of authority or trust involving minor aged children; and other conditions while under community custody.

14. Dion Labadie 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.

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

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Dion Labadie and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 378624A, of Dion Labadie, should be revoked, as provided for in WAC 181-86-075.

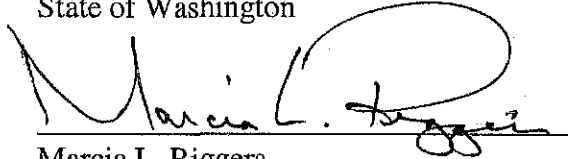
3. Dion Labadie has violated WAC 181-86-013, WAC 181-86-014, and/or RCW 28A.410.090.

ORDER

It has been thirty days since the Proposed Order of Permanent Revocation was received. The appeal time period has passed. It is hereby ordered that the Washington Education Certificate, No. 378624A, of Dion Labadie is permanently revoked.

DATED This 5th day of September, 2006.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington



Marcia L. Riggers
Assistant Superintendent
Student Support and Operations