



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. D06-03-032
)	
John M. McDonald)	FINAL ORDER OF
Certificate No. 278241E)	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. 278241E, of John M. McDonald, based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. John M. McDonald was issued a Washington Education Certificate, No. 278241E, on August 31, 1987. That certificate currently remains valid.

2. John M. McDonald was employed by the Tacoma Public Schools.

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JOHN M. McDONALD
FINAL ORDER OF PERMANENT REVOCATION

3. On March 22, 2006, 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, by John M. McDonald.

4. On October 5, 2005, Mr. McDonald contacted the Pierce County Sheriff's Office and stated that he wanted to talk about molesting his step-children. Pierce County Sheriff's Office initiated an investigation.

5. On March 1, 2006, an Information and Declaration for Determination of Probable Cause was filed in Pierce County Superior Court charging Mr. McDonald with three counts of Child Molestation in the First Degree, Revised Code of Washington 9A.44.083; Cause # 06-1-00974-8.

6. On July 12, 2006, an Amended Information was filed in Pierce County Superior Court charging Mr. McDonald with three counts of Child Molestation in the First Degree; RCW 9A.44.083; Cause # 06-1-00974-8.

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7. On July 12, 2006, Mr. McDonald signed a Statement of Defendant on Plea of Guilty; Cause # 06-1-00974-8. In the Statement of Defendant on Plea of Guilty, Mr. McDonald pleads guilty to three counts of Child Molestation in the First Degree and states: "In Washington State, between 7/27/97 and 2/12/99, I had sexual contact with K.V., not married to me, when she was 12 years old and I was over 18 years old. She is my step-daughter. Contact occurred on 3 separate occasions during that time period".

8. On July 12, 2006, Mr. McDonald resigned his employment with the Tacoma Public Schools.

9. On October 6, 2006, Mr. McDonald was found guilty by plea to three counts of child Molestation 1st Degree, RCW 9A.44.083, and sentenced to: \$1210 total court costs and fines; 130 months incarceration for each count, sentences to run concurrently; 124 months incarceration suspended on SSOSA; undergo and successfully complete outpatient sex offender treatment program for a period of 36 months; register as a sex offender in county of residence and comply with all sex offender registration requirements; comply with all SSOSA conditions and requirements; and other conditions.

10. John M. McDonald 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.

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

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over John M. McDonald and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 278241E, of John M. McDonald, should be revoked, as provided for in WAC 181-86-075.

3. John M. McDonald has violated RCW 9A.44.083, WAC 181-86-013, WAC 181-86-014, and/or RCW 28A.410.090.

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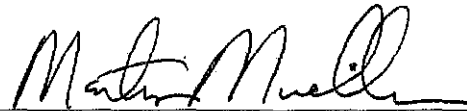
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ORDER

Therefore, it is hereby ordered that the Washington Education Certificate, No. 278241E,
of John M. McDonald be permanently revoked.

DATED This 21st day of December, 2006.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington



Martin Mueller
Assistant Superintendent
Student Support and Operations