



# 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 )  
Matthew Barany )  
Certificate No. 389934A )

OPP No. D07-10-101  
FINAL ORDER  
OF SUSPENSION

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 suspend the Washington Education Certificate No. 389934A, of Matthew Barany for twenty-four (24) months based on the Findings of Fact and Conclusions of Law set forth below:

### FINDINGS OF FACT

1. Matthew Barany was issued a Washington Education Certificate, No. 389934A, on August 1, 2001. That certificate currently remains valid.
2. Matthew Barany was employed by the Sumner School District.
3. On October 22, 2007, the Office of Professional Practices, within OSPI, received a complaint letter from the superintendent of the Sumner 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 Matthew Barany.

4. During the 2007-2008 school year, Mr. Barany transported students in his personal vehicle for non-school related activities.

5. During the 2007-2008 school year, two female high school students, M.T. and C.P., were at Matthew Barany's residence. While M.T. and C.P. were at Matthew Barany's residence, Matthew Barany removed his shirt, consumed an alcoholic beverage, and used marijuana in the presence of the students.

6. On September 20, 2007, Matthew Barany was placed on administrative leave.

7. On October 12, 2007, Matthew Barany resigned his employment with the Sumner School District.

8. In an unsigned statement submitted to OPP, through his attorney, Matthew Barany states: that he transported students in his personal vehicle but did contact parents for permission prior to doing so; that he did allow students at his residence for non-school related activities; that he was unaware if he had ever used marijuana in the presence of a student; that he is unaware if he used marijuana when C.P. and M.T. were at his residence; that he did have conversations with students through MySpace for school related and personal conversations; that he was likely under the influence of alcohol during some of the MySpace conversations with a student; and other statements.

/

/

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

**CONCLUSIONS OF LAW**

1. OSPI has jurisdiction over Matthew Barany and over the subject matter of this action.
  
2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 389934A, of Matthew Barany, should be suspended as provided for in WAC 181-86-070.
  
3. Matthew Barany has violated WAC 181-87-060, 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 Suspension was received. The appeal time period has passed. It is hereby ordered that the Washington Education Certificate, No. 389934A, of Matthew Barany is suspended.

DATED This 18<sup>th</sup> day of December, 2008.

DR. TERRY BERGESON  
Superintendent of Public Instruction  
State of Washington



Martin T. Mueller  
Assistant Superintendent  
Student Support