



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. D04-02-008
)	
Daniel Bowerly)	ORDER OF SUSPENSION
Certificate No. 217984D)	
)	

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. 217984D, of Daniel Bowerly, for sixty (60) days based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Daniel Bowerly was issued a Washington Education Certificate, No. 217984D, on August 13, 1976. That certificate currently remains valid.
2. Daniel Bowerly was employed by the Othello School District.
3. On February 4, 2004, the Office of Professional Practices, within OSPI, received a complaint letter from the superintendent of the Othello 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) 180-87, by Daniel Bowerly.

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4. In December 2003, Daniel Bowerly accessed and downloaded pornographic images on his School District computer. This activity occurred in a locked school computer room during normal school hours. No students observed this activity.

5. Daniel Bowerly resigned from the Othello School District effective March 1, 2004.

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

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Daniel Bowerly and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 217984D, of Daniel Bowerly, should be suspended as provided for in WAC 180-86-070.

3. Daniel Bowerly has violated: WAC 180-87, WAC 180-86-013, and WAC 180 86-014.

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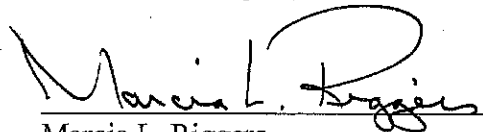
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ORDER

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 217984D, of Daniel Bowerly be suspended for sixty (60) days from the date of signing of this Order.

DATED This 7th day of September, 2004.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington



Marcia L. Riggers
Assistant Superintendent
Student Support and Operations