

I, J. A. H. 3 certify that on 12.23.09, 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)
SCOTT STORACI)
Certificate No. 325837C)
_____)

OPP No. D08-08-062
FINAL ORDER OF
SUSPENSION

COMES NOW Gene Sharratt, 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. , 325837C of Scott Storaci be suspended for Four (4) months based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Scott Storaci was issued a Washington Education Certificate, No. 325837C, on November 22, 1993. This certificate currently remains valid.

2. Scott Storaci is employed by the Richland School District.

3. On August 22, 2008, the Office of Professional Practices, within OSPI, received a complaint letter from the Superintendent of the Richland School District, Dr. Jean Lane, 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 Scott Storaci.

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4. On November 2, 2000, Scott Storaci signed a copy of the Richland School District Electronic Mail and Network Information User Agreement. In 2006, Scott Storaci signed another copy of the Richland School District Electronic Mail and Network Information User Agreement.

5. During the 2007-2008 school year, Scott Storaci used his Richland School District assigned computer, at William Wiley Elementary School, to access and view sexually explicit images.

6 On August 14, 2008, during an interview with Gault Pettett, Richland School District General Counsel, Scott Storaci stated: that he had used his Richland School District assigned computer to intentionally access and view websites that contained sexually explicit images; to play personally owned video games; that he deleted the cookies, files, and internet history after intentionally accessing and viewing websites that contained sexually explicit images; that he knew it was against District policy to view sexually explicit images; and that "it was wrong. I know it".

7. The final forensic examination report was completed on August 26, 2008 by Turiss, LLC. During forensic examination, over 300 images containing sexually explicit images were located on Scott Storaci's assigned classroom computer. Some of the sexually explicit images had the word "teen" in the title/description.

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8. On September 12, 2008, Scott Storaci was issued a Notice of Reprimand and a Suspension without pay for ten (10) days from John Steach, Executive Director of Human Resources for the Richland School District.

9. On November 19, 2008, Scott Storaci participated in an interview with an OPP investigator. On February 24, 2009, Scott Storaci submitted a sworn statement to OPP.

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

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Scott Storaci and over the subject matter of this action.
2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 325837C, of Scott Storaci, should be suspended as provided for in WAC 181-86-070.
3. Scott Storaci has violated WAC 181-87-060, WAC 181-86-013, and/or WAC 181-86-014.

ORDER

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 325837C, of Scott Storaci be suspended for four (4) months.

Reinstatement shall require submission of a new application, provided by OPP and having Scott Storaci's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP). Reinstatement shall be also contingent upon Scott Storaci's fingerprint background check returning with no criminal convictions that are listed in WAC 181-86-013, RCW 28A.410.090, and/or any felony convictions.

Reinstatement shall require adherence to the following stipulations: (1) successful completion of a psychological evaluation which validates Scott Storaci's ability to have unsupervised access to children, by an evaluator mutually agreed upon by the Office of Professional Practices (OPP) and Scott Storaci; (2) that Scott Storaci provide written consent for OSPI to release documents to the evaluator for purposes of completing an evaluation and

course of treatment; (3) that Scott Storaci follows and complete any and all treatment recommended in the evaluation; (4) that Scott Storaci provides a release authorizing OPP to have access to records of any and all evaluation and any and all subsequent treatment undertaken; (5) and that the cost of conformance to all reinstatement requirements will be the responsibility of Scott Storaci. AND, Reinstatement shall (also) require submission of a new application, provided by OPP and having Scott Storaci's fingerprints checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP).

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 23rd day of December, 2009.

RANDY I. DORN
State Superintendent
Of Public Instruction



DR. GENE SHARRATT
Review Officer