



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. D05-03-037
)	
)	AGREED ORDER
Argentina Daley)	OF SUSPENSION
Certificate No. 195467F)	
)	

COMES NOW the Office of Superintendent of Public Instruction, 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 stipulate by and between the Office of Professional Practices (OPP), Office of Superintendent of Public Instruction (OSPI), and Argentina Daley, that the Washington Education Certificate, No. 195467F, of Argentina Daley, shall be suspended for twelve (12) months, based on the Findings of Fact and Conclusions of Law set forth below:

FINDING OF FACTS

1. Argentina Daley was issued a Washington Education Certificate, No. 195467F, on December 14, 1972. That certificate currently remains valid.

2. Argentina Daley was employed by the Olympia School District.

3. On March 25, 2005, the Office of Professional Practices, within OSPI, received a complaint letter from the Superintendent of the Olympia School District alleging a lack of good

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moral character or personal fitness, or a violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 180-87, by Argentina Daley.

4. On March 2, 2005, Ms. Daley came to work as a substitute para-educator at Marshall Middle School. Ms. Daley's speech and movement were impaired and she had the odor of intoxicating liquor upon her breath. Ms. Daley was removed from the school and driven home by Kevin Evoy, Principal at Marshall Middle School.

5. On July 6, 2005, Ms. Daley appeared at the Office of Superintendent of Public Instruction building for a previously scheduled interview. Ms. Daley had a medium odor of intoxicating liquor upon her breath.

6. During the interview, Ms. Daley stated: that she had consumed intoxicating liquor prior to going to work at Marshall Middle School on March 2, 2005; that she had consumed intoxicating liquor prior to attending the interview; that she had, about two years ago, sought and received alcohol abuse counseling and treatment; and that she was currently attending AA meetings.

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

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CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Argentina Daley and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that Washington Education Certificate, No. 195467F, of Argentina Daley, should be suspended as provided for in WAC 180-86-070.

3. Argentina Daley has violated WAC 180-87, RCW 28A.410.090, WAC 180-86-013, and/or WAC 180-86-014.

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ORDER

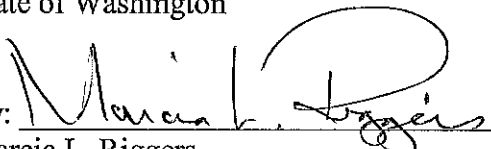
THEREFORE, it is hereby ordered and agreed that the Washington Education Certificate, No. 195467F, of Argentina Daley, be suspended for 12 months from the date of entry of this Order.

Reinstatement will require successful completion of:

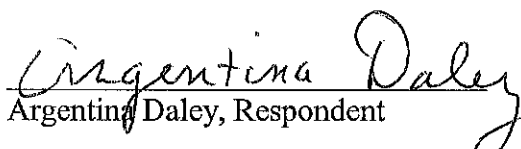
- (1) Documented monthly attendance of Alcoholics Anonymous meetings by Argentina Daley for twelve consecutive months from the date of this Order;
- (2) Argentina Daley will have a alcohol and drug evaluation by an evaluator mutually agreed upon with OPP, which establishes her ability to remain drug and alcohol free, and will follow any recommendations and all treatment recommended in the evaluation;
- (3) that Argentina Daley provides a release authorizing OPP to have access to records of any and all evaluation and any and all subsequent treatment undertaken;
- (4) that the cost of conformance to all reinstatement requirements will be the responsibility of Argentina Daley;
- (5) and submission of a new application, provided by OPP, and having Argentina Daley's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP).

DATED This 4th day of August, 2005.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington

By: 
Marcia L. Riggers
Assistant Superintendent
Student Support and Operations

Stipulated to and approved
For entry; notice of presentation
waived:


Argentina Daley, Respondent

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