



# 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. D02-11-116
	)	
Gary Hellwig	)	ORDER OF SUSPENSION
Certificate No. 176454G	)	
_____		

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. 176454G, of Gary Hellwig for sixty (60) days based on the Findings of Fact and Conclusions of Law set forth below:

### FINDINGS OF FACT

1. Gary Hellwig was issued a Washington Education Certificate, No. 176454G, on July 24, 1970. That certificate currently remains valid.
2. Gary Hellwig was employed by the Cape Flattery School District.
3. On October 30, 2002, the Office of Professional Practices, within OSPI, received a complaint letter from the superintendent of the Cape Flattery 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 Gary Hellwig.

GARY HELLWIG  
ORDER OF SUSPENSION

4. On October 15, 2002, Olympic Educational Service District Olympic ESD computer network technicians were requested, by Kandy Ritter, Clallam Bay School Principal, to monitor Gary Hellwig's Internet usage.

5. On October 18, 2002, between 10:43:00 and 10:52:38 a.m., Jared Blauser, Olympic ESD network technician, observed, monitored and recorded an Internet exchange from Gary Hellwig's district assigned computer in a chat room, titled "Women4Women". The exchange included explicit language describing a sexual act. The exchange from Hellwig's computer shows a username of 'Traciee2'. Gary Hellwig tells another chat room participant to add an e-mail address of [tracieemarshall@hotmail.com](mailto:tracieemarshall@hotmail.com). The MSN profile of 'traciee marshall' is for a 20 year old female. The MSN profile page for 'traciee marshall' shows a chat name of 'traciee2'. Gary Hellwig was observed at or near his desk during this time period by Kim Gregory, Clallam Bay School secretary. Kim Gregory states that students were in the classroom at this time. No students or other educators were observed at or near the desk.

6. During the 2002-2003 school year at Clallam Bay High School, Gary Hellwig was scheduled for English class between 10:08 A.M. and 11:00 A.M.

7. On October 25, 2002, between 13:23:29 and 13:32:57 p.m., Jared Blauser, Olympic ESD network technician, observed, monitored and recorded an Internet exchange from Gary Hellwig's district assigned computer in a chat room titled, "Women4Women". The exchange from Hellwig's computer shows a username of 'Traciee2'. In one exchange, another user, 'ivelostmynouns', tells 'Traciee2' that they used to live in Washington State. In a second

exchange, 'Traciee2' asks 'ivelostmynouns' what she does for a job and later, in the exchange, 'ivelostmynouns' says that she likes teachers. Gary Hellwig was observed at or near his desk during this time period by Kandy Ritter. Kandy Ritter observed Hellwig typing at his computer. No students or other educators were observed at or near the desk

8. During the 2002-2003 school year at Clallam Bay High School, Gary Hellwig was scheduled for a class from 12:34 P.M. to 1:28 P.M. Gary Hellwig's next class was scheduled to start at 1:32 P.M.

9. Carl Miller, Olympic ESD Network Services Director, and Jared Blausen observed no indications, in the Internet usage records of Gary Hellwig's district assigned computer, of a program designed to remotely operate Gary Hellwig's computer.

10. Gary Hellwig was placed on administrative leave on October 29, 2002.

11. On December 26, 2002, Gary Hellwig submitted a resignation letter from the Cape Flattery School District with an effective date of May 1, 2003.

12. Gary Hellwig inappropriately used school equipment to participate in a sexually explicit conversation in an Internet chat room.

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

CONCLUSIONS OF LAW

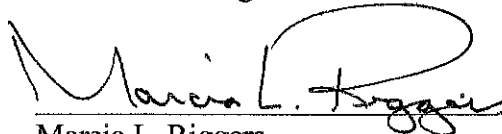
1. OSPI has jurisdiction over Gary Hellwig and over the subject matter of this action.
  
2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 176454G, of Gary Hellwig, should be suspended as provided for in WAC 180-86-070.
  
3. Gary Hellwig has violated WAC 180-86-013, WAC 180-86-014, WAC 180-87-060 and RCW 28A.410.090.

ORDER

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 176454G, of Gary Hellwig be suspended for 60 days from the date of this order.

DATED This 20<sup>th</sup> day of April, 2004.

DR. TERRY BERGESON  
Superintendent of Public Instruction  
State of Washington



Marcia L. Riggers  
Assistant Superintendent  
Student Support and Operations