



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)
XAVIER MIRANDA)
Certificate No. 323967J)

OPP No. D02-03-041
AGREED ORDER
OF SUSPENSION

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 Xavier M. Miranda, that the Washington Education Certificate, No.323967J, of Xavier M. Miranda, shall be suspended, based on the Findings of Fact and Conclusions of Law set forth below:

FINDING OF FACTS

1. Xavier Miranda was issued a Washington Education Certificate, No. 323967J, on August 9, 1993. That certificate(s) currently remains valid.
2. Xavier Miranda was employed by the South Kitsap School District.



3. On March 11, 2002, the Office of Professional Practices, within OSPI, received a complaint letter from the Superintendent of the South Kitsap 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 Xavier Miranda.

4. During the fall term of 2000, Xavier Miranda engaged in sexual relations with a female staff member, Caryl [REDACTED], in his classroom. This activity occurred on one occasion, between three and four P.M. on a school day.

5. Between January and April 2001, Xavier Miranda had sexual relations with a female staff member, Claudia [REDACTED], in his classroom. This activity occurred at least two times, during and shortly after normal school hours on school days.

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 Xavier Miranda and over the subject matter of this action.
2. OSPI has shown by clear and convincing evidence that Washington Education Certificate, No. 323967J, of Xavier Miranda, should be suspended as provided for in WAC 180-86-070.

3. Xavier Miranda has violated WAC 180-87-060 and WAC 180-86-013, WAC 180-86-014.

ORDER

THEREFORE, it is hereby ordered and agreed that the Washington Education Certificate, No. 323967J, of Xavier Miranda, be suspended for a minimum of eighteen (18) months from March 15, 2002 to September 15, 2003.

DATED This 10 day of February, 2004.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington

Stipulated to and approved

For entry:

Xavier Miranda
Xavier Miranda, Respondent

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

[Signature]
Eric Hansen, Attorney for Respondent
WSBA #14733