



# SUPERINTENDENT OF PUBLIC INSTRUCTION

RANDY I. DORN 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. D13-01-004 |
|                                | ) | AGREED ORDER       |
| John Flynn                     | ) | OF SUSPENSION      |
| Certificate No. 288510A        | ) |                    |
| _____                          | ) |                    |

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 John Flynn, that the Washington Education Certificate, No.288510A, of John Flynn, shall be suspended, based on the Findings of Fact and Conclusions of Law set forth below:

## FINDING OF FACTS

1. John Flynn was issued a Washington Education Certificate, No. 288510A, on November 30, 1988. That certificate currently remains valid.

2. John Flynn was employed by Tacoma Public Schools.

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John Flynn  
 AGREED ORDER OF SUSPENSION



3. On January 28, 2013 the Office of Professional Practices, within OSPI, received a complaint letter from Carla Santorno, Superintendent of Tacoma Public Schools 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 John Flynn.
4. On November 26, 2003, John Flynn received a Memorandum of Direction reminding him to refrain from any unnecessary physical contact with students.
5. On or about November 7, 2012, a parent reported a concern to Stadium High School's administrative staff about Mr. Flynn hitting her son.
6. On November 8, 2012, John Flynn was placed on Administrative Leave.
7. During the 2012-2013 school year, John Flynn failed to follow proper procedures for collecting student money for fees, supplies and/or materials.
8. During the 2012-2013 school year, John Flynn made demeaning and inappropriate remarks to and/or about students including but not limited to telling a student "you are dumber than a box of rocks."
9. During the 2012-2013 school year, John Flynn had inappropriate physical contact with students including but not limited to hitting students on the back of the head.

10. On January 24, 2013 the District issued John Flynn a notice of probable cause for termination.

11. On March 14, 2013, John Flynn signed a Settlement Agreement and Release tendering his voluntary and irrevocable resignation from the District effective August 30, 2013.

12. Pursuant to the Settlement Agreement and Release Mr. Flynn agreed to reimburse the District for unaccounted student funds in the amount of \$437.97.

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 John Flynn and over the subject matter of this action.
2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate No. 288510A, of John Flynn, should be suspended for unprofessional conduct. RCW 28A.410.090, WAC 181-86-070, WAC 181-87-060.

**ORDER**

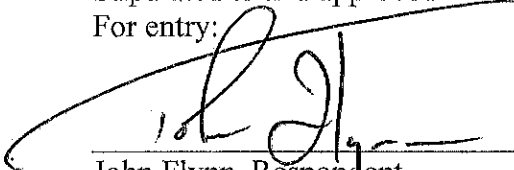
THEREFORE, it is hereby ordered and agreed that the Washington Education Certificate, No. 288510A, of John Flynn, be suspended for four (4) months from the date of entry of this Order.

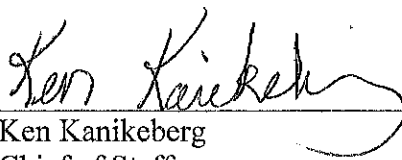
Reinstatement shall require: (1) submission of a new application, including Character and Fitness Supplement, provided by OPP and having John Flynn's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP); and (2) that if John Flynn's education certificate expires during the period of suspension, John Flynn will show that he meets all academic requirements for renewal/reinstatement of the education certificate. Reinstatement shall also be contingent upon John Flynn's fingerprint background check returning with no criminal convictions that are listed in WAC 181-86-013, RCW 28A.410.090, any felony convictions.

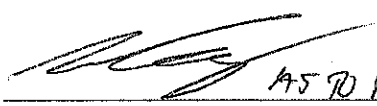
DATED This 29<sup>th</sup> day of July, 2014.

RANDY I. DORN  
Superintendent of Public Instruction  
State of Washington

Stipulated to and approved  
For entry:

  
\_\_\_\_\_  
John Flynn, Respondent

  
\_\_\_\_\_  
Ken Kanikeberg  
Chief of Staff

  
\_\_\_\_\_  
Michael Gawley, Attorney for Respondent  
WSBA # 22112