



SUPERINTENDENT OF PUBLIC INSTRUCTION

Chris Reykdal Old Capitol Building · PO BOX 47200 · Olympia, WA 98504-7200 · <http://www.k12.wa.us>

RE: Jon Jones
OSPI Case Number: D16-05-022
Document: Suspension

Regarding your request for information about the above-named educator; attached is a true and correct copy of the document on file with the State of Washington, Office of Superintendent of Public Instruction, Office of Professional Practices. These records are considered certified by the Office of Superintendent of Public Instruction.

Certain information may have been redacted pursuant to Washington state laws. While those laws require that most records be disclosed on request, they also state that certain information should not be disclosed.

The following information has been withheld: **None**

If you have any questions or need additional information regarding the information that was redacted, if any, please contact:

OSPI Public Records Office
P.O. Box 47200
Olympia, WA 98504-7200
Phone: (360) 725-6372
Email: PublicRecordsRequest@k12.wa.us

You may appeal the decision to withhold or redact any information by writing to the Superintendent of Public Instruction, OSPI P.O. Box 47200, Olympia, WA 98504-7200.



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IN THE MATTER OF THE EDUCATION)	
CERTIFICATE OF)	OPP No. D16-05-022
)	
JON JONES)	FINAL ORDER
Certificate No. 252194F)	OF SUSPENSION
_____)	

After receiving and investigating a complaint from North Kitsap School District (“School District”) regarding the above referenced educator, and based upon the facts available as of the date of this Proposed Order, the Superintendent of Public Instruction, through his undersigned designee, institutes this proceeding and finds, as described below, that JON JONES (“Educator”) engaged in acts of unprofessional conduct to include WAC 181-87-060(1), and does hereby suspend the Educator’s Washington Education Certificate No. 252194F for not less than four (4) months, based on the following Findings of Fact and Conclusions of Law:

I. FINDINGS OF FACT

1. On September 1, 1982, the Educator was issued a Consult Special Certificate No. 252194F, and his Initial Teacher Certificate on July 2, 1984. The Educator’s certificate will expire on June 30, 2021. The Educator was also issued a Substitute Teacher Certificate on August 18, 1997, and this certificate does not have an expiration date.

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2. On or about April 20, 2016, the Office of Professional Practices (“OPP”), which is within the Office of Superintendent of Public Instruction (“OSPI”), received a complaint letter from Ms. Patty Page, the Superintendent of the School District, alleging the Educator committed an act or acts of unprofessional conduct when he physically intervened with a student (Student A) in the course of supervising the student, a violation of WAC 181-87-060(1).

3. The Educator has had a previous complaint that resulted in an investigative action through OPP. The previous complaint was received in or around November 2015 and alleged that the Educator used physical intervention during the course of supervising students. OPP dismissed and closed the investigation because the Educator took anger management classes. The School District concluded its own investigation with a Last Chance Settlement Agreement, which the Educator signed on September 22, 2015. This agreement directed the Educator to “refrain from inappropriate physical contact or redirection of any kind with students.”

4. At the time of both incidents, the Educator was working as a physical education teacher at Vinland Elementary School in the School District.

5. Student A is a first grade student at Vinland Elementary School.

6. On or about March 10, 2016, Student A was in the Educator’s physical education class. The class was lining up at the end of the class and waiting for their first grade teacher, Ms. Kara Swanson, to pick them up. Student A was not listening to the Educator, so the Educator yelled at Student A, and forcefully moved Student A by the arm, back to the line, causing Student A to cry.

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7. The Educator went to Ms. Swanson's classroom at the end of the day to apologize to her for his behavior. The Educator asked Ms. Swanson if she intended on telling anyone about the incident, and he also asked her if she thought he should contact Student A's parents. Ms. Swanson informed the Educator she would be making a report and that he should contact Student A's parents.

8. Ms. Swanson sent Mr. Charles McCabe, Principal of Vinland Elementary School, an email on the evening of March 10, 2016, letting him know what she observed from the Educator earlier that day.

9. On or about March 16, 2016, the Educator was sent a letter placing him on administrative leave, effective March 11, 2016, pending an investigation into the report of the Educator using inappropriate physical contact with a student.

10. In addition to the two incidents investigated by OPP, the Educator has had numerous other interventions taken by the School District. The other incidents are:

a. In or around October 2005, the Educator was reprimanded for excessive use of force and physical mistreatment of a child when he got angry because a group of students in his physical education class were not listening. The Educator attempted to physically redirect a student, which resulted in the student falling to the ground.

b. In or around April 2014, the Educator was reprimanded for swearing at and physically redirecting a student who was not listening.

c. In or around January 2015, the Educator was given a letter of reprimand for physically preventing a student from entering the gym, grabbing her by the shirt, and pulling her by the elbow to the office. In the letter, the Educator was directed to "avoid using physical contact to assert your authority or control a student unless they present a threat to themselves or others."

11. On or about March 24, 2016, the Educator resigned his position as an elementary school teacher with the School District.

12. On or about May 1, 2017, the Educator met with an OPP investigator and stated that he was no longer teaching. The Educator was running his own business as a counselor and did not intend on returning to the teaching profession.

II. CONCLUSIONS OF LAW

1. Chapter 28A.410 RCW gives the Professional Educator Standards Board the authority to develop regulations determining eligibility for and certification of personnel employed in the common schools of the state of Washington. OSPI acts as the administrator of those statutes and regulations and has the authority to issue, reprimand, suspend, and revoke education certificates. RCW 28A.410.090, RCW 28A.410.010, and WAC 181-86 and WAC 181-87 further implement OPSI's authority.

2. OSPI has jurisdiction over the Educator and the subject matter of this action.

3. The Educator committed acts of unprofessional conduct pursuant to WAC 181-87-060(1) when he used physical intervention during the course of supervising students.

4. There is clear and convincing evidence that the Educator committed acts of unprofessional conduct pursuant to WAC 181-86-170.

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5. Pursuant to WAC 181-86-080, eleven factors, at a minimum, are to be considered to determine the appropriate level and range of educator discipline:

- (1) The seriousness of the act(s) and the actual or potential harm to persons or property;
- (2) The person's criminal history including the seriousness and amount of activity;
- (3) The age and maturity level of participant(s) at the time of the activity;
- (4) The proximity or remoteness of time in which the acts occurred;
- (5) Any activity that demonstrates a disregard for health, safety or welfare;
- (6) Any activity that demonstrates a behavioral problem;
- (7) Any activity that demonstrates a lack of fitness;
- (8) Any information submitted regarding discipline imposed by any governmental or private entity as a result of acts or omissions;
- (9) Any information submitted that demonstrates aggravating or mitigating circumstances;
- (10) Any information submitted to support character and fitness; and
- (11) Any other relevant information submitted.

6. Based on the foregoing facts and considering them in light of the eleven factors enumerated in WAC 181-86-080, and in light of WAC 181-86-070, and WAC 181-87-060(1), the Educator's education certificate should be suspended for unprofessional conduct.

III. ORDER

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 252194F, of JON JONES is **SUSPENDED**. The Educator may not request reinstatement of his education certificate for at least four (4) months from the effective date of this ORDER.

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JON JONES
FINAL ORDER OF SUSPENSION

REINSTATEMENT of Jon Jones's education certificate shall require:

- (1) The Educator must submit a new application, including a Character and Fitness Supplement, provided by OPP;
- (2) The Educator must complete a fingerprint-based criminal background check through both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP);
- (3) The Educator's fingerprint background check must return with no criminal convictions, occurring after the date of issuance of a Final Order of Suspension, that are listed in WAC 181-86-013, RCW 28A.410.090, or any felony convictions;
- (4) The Educator shall assume all costs of complying with the requirements of this Order.

DATED This 7th day of September, 2017.

CHRIS REYKDAL
Superintendent of Public Instruction
State of Washington



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Chief Legal Officer