



SUPERINTENDENT OF PUBLIC INSTRUCTION

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

RE: Carl Robanske
OSPI Case Number: D14-06-053
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 |) | OPP No. D14-06-053 |
| CERTIFICATE OF |) | |
| |) | |
| CARL ROBANSKE |) | FINAL ORDER OF SUSPENSION |
| Certificate No. 409074B |) | |
| |) | |

UNDER THE AUTHORITY granted by the laws of the state of Washington, and after reviewing the file; conducting the “informal meeting” provided for in WAC 181-86-145; considering the evidence, the written submissions, and oral arguments of the parties; and considering the discussion and input provided by the Admissions and Professional Conduct Advisory Committee, the Superintendent of the Office of Public Instruction, through his designated Review Officer, Walt Bigby, enters this Order of Suspension based on the following Findings of Fact and Conclusions of Law.

I. FINDINGS OF FACT

1. On June 27, 2013, Carl Robanske, hereafter referred to as Mr. Robanske, was issued Washington Education Certificate, No. 409074B. That certificate currently remains valid.

Misconduct with Student

2. On or about May, 2014, on more than one occasion, Mr. Robanske instant messaged A.L., a female middle school student, after school hours and on weekends. The messages included some conversations with sexual innuendo.

a. On or about May, 2014, Mr. Robanske instant messaged A. L. a conversation about tattoos, and included a frontal picture of an adult male with his groin area covered in a Pinocchio tattoo.

- b. On or about May 14, 2014, Mr. Robanske engaged A.L. in a game called “this or that”. He then mentioned sneakers or thong and then said, “I just read what I typed, I meant thong like sandals not the other one and hoe about u singing or you licking and biting me.....u licking and biting me”
 - c. On or about May 14, 2014, when A.L. asked Mr. Robanske if he was really getting a tattoo, he responded, “Ya, you want to see the back one or the dirty one”
- 3. On June 2, 2014, Mr. Robanske was advised of the allegations brought to the administrations attention regarding inappropriate communications with a Garrison student through his personal Facebook page. Mr. Robanske was placed on Administrative Leave with Pay.
- 4. On June 16, 2014, Mr. Robanske submitted a letter of resignation.
- 5. On March 24, 2015, Mr. Robanske participated in an interview with an OPP investigator in which he admitted he had initiated the instant messaging conversations with A.L. after he saw her on Facebook.
- 6. Mr. Robanske agreed to be evaluated by a psychologist to determine if he was safe to have unsupervised access to children. On August 7, 2015, Mr. Robanske was evaluated by Philip G. Barnard, Ph.D., DABPS. As a result of the testing/evaluation, Dr. Barnard determined;
 - a. “He appears to have little awareness of the inappropriateness of his behavior.”
 - b. “Mr. Robanske lacks insight into any of the unconscious or conscious motivations for his inappropriate behavior. He claims to understand that it was inappropriate, stating that he would not engage in that type of behavior in the future.”
 - c. Dr. Barnard stated, “If a person lacks insight in understanding both their unconscious and conscious motives, then there is an increased probability of that type of behavior reoccurring.”

d. Dr. Barnard stated, “ I cannot state at this time that Mr. Robanske does not present a risk to his students.”

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 a reprimand, suspend, and revoke education certificates. RCW 28A.410.010. WAC chapter 181-86 and WAC chapter 181-87 further implement OPSI’s authority.

2. OSPI has jurisdiction over Mr. Robanske and the subject matter discussed herein.

3. Mr. Robanske committed acts of unprofessional conduct by initiating communication with A.L., a female middle school student after school and on weekends for no educational purpose. The conversations were inappropriate and full of sexual innuendo, including an inappropriate photo of a male with a Pinocchio tattoo over his groin area; WAC181-86-013 (3).

4. There is clear and convincing evidence that Mr. Robanske committed unprofessional conduct. WAC 181-86-170 (Burden and Standard of Proof).

5. There is clear and convincing evidence that Mr. Robanske has a behavioral problem that endangers the educational welfare or personal safety of students, teachers, or other colleagues within the educational setting. WAC 181-86-013(3).

6. Eleven factors 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.

7. 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 181-86-013(3), and WAC 181-87-060, Mr. Robanske's education certificate should be suspended for unprofessional conduct.

III. ORDER

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 409074B, of Carl Robanske be suspended for two (2) years, and that:

REINSTATEMENT will require: (1) successful completion of a psychological evaluation which validates Mr. Robanske's ability to have unsupervised access to students in a school environment, by an evaluator mutually agreed upon by the Office of Professional Practices and Mr. Robanske; (2) that Mr. Robanske provide written consent for OPP to release documents to the provider for purposes of completing the evaluation; (3) that Mr. Robanske follows and completes any and all treatment recommended in the evaluation; (4) that Mr. Robanske will provide OPP with evidence of his/her successful completion of or continued compliance in his/her treatment program and; (5) if requested, Mr. Robanske will sign consent forms authorizing OPP to have access to all records pertaining to his/her treatment and to discuss any and all treatment undertaken with the providers administering treatment. The cost of conformance to all reinstatement requirements will be the responsibility of Mr. Robanske.

REINSTATEMENT shall also require: (1) submission of a new application, including Character and Fitness Supplement, provided by OPP and having Mr. Robanske's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP); and (2) that if Mr. Robanske's education certificate expires during the period of suspension, Mr. Robanske will show that he meets all academic requirements for renewal/reinstatement of the education certificate. Reinstatement shall also be contingent upon Mr. Robanske's fingerprint background check returning with no criminal convictions, occurring after date of Order: (1) that are listed in

WAC 181-86-013 and RCW 28A.410.090; (2) no criminal convictions involving alcohol or controlled substances; and (3) and no felony convictions.

This Order becomes final 30 days after the postmarked date of mailing unless the educator files an appeal for a formal hearing before the Office of Administrative Hearings. Please direct the appeal and the request for a formal hearing to the Office of Superintendent of Public Instruction, Administrative Resource Services, Old Capitol Building, and P.O. Box 47200, Olympia, WA 98504-7200.

DATED this 6th day of December, 2016.

RANDY I. DORN
Superintendent of Public Instruction
State of Washington

Signed: DR. WALT BIGBY
Review Officer