



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. D11-07-035
)	
Kenneth Brown)	FINAL ORDER
Certificate No. 322332H)	OF SUSPENSION
)	

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. 322332H, of Kenneth Brown for nine (9) months based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Kenneth Brown was issued a Washington Education Certificate, No. 322332H, on June 30, 1993. That certificate currently remains valid.

2. Kenneth Brown was employed by the Monroe School District.

3. On July 1, 2011, the Office of Professional Practices, within OSPI, received a complaint letter from the superintendent of the Monroe 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) 181-87, by Kenneth Brown.

KENNETH BROWN
FINAL ORDER OF SUSPENSION



4. From the 2006-2007 school year until June 17, 2011, Kenneth Brown was the Director/Program Coordinator of the Monroe Public Schools' Leaders in Learning program. Leaders in Learning is an alternative education program.

5. Starting in the 2005-2006 school year and continuing into the 2010-2011 school year, Kenneth Brown used Monroe Public Schools computer and computer resources to access and view online dating sites. Some of the sites had images of partially clad women. Kenneth Brown was observed by staff accessing these sites and was told by staff that he should not use school computers or school time to view these sites.

6. In October 2008, Kenneth Brown signed a form stating that he had received the Monroe Public Schools Employee handbook; which included Policy # 2960, Computers and Computer Networks-Staff.

7. During the 2010-2011 school year, Kenneth Brown used Monroe Public Schools issued computer equipment to access and view images depicting sexually explicit conduct, images of a nude woman, images of Kenneth Brown nude, and images of both Kenneth Brown and the female nude. The images of the female and of Kenneth Brown were not accessed on the Internet but were images that had been saved onto Kenneth Brown's Monroe Public Schools assigned computer.

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8. On or about March 2011, the Monroe Public Schools received a complaint that Kenneth Brown kept images depicting sexual conduct at his Monroe Public Schools office and on his Monroe Public Schools computer.

9. On March 30, 2011, Kenneth Brown was placed on administrative leave.

10. On May 20, 2011, during a meeting with Monroe School District personnel, Kenneth Brown admitted to viewing the images of his wife that depicted sexually explicit conduct and other images of his wife and himself nude. Kenneth Brown also admitted to using Monroe Public Schools computer resources to access online dating websites.

11. On June 17, 2011, Kenneth Brown signed a Settlement Agreement with the Monroe Public Schools and resigned his employment.

12. OPP has advised Kenneth Brown of his opportunity to respond to allegations of misconduct, as per Revised Code of Washington (RCW) 28A.410.090. As of May 2, 2012, Kenneth Brown has not contacted OPP and has not provided a response to the allegations of misconduct.

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

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CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Kenneth Brown and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that Washington Education Certificate, No. 322332H, of Kenneth Brown, should be suspended for unprofessional conduct and/or lack of good moral character or personal fitness. RCW 28A.410.090; WAC 181-86-070; WAC 181-87-060; WAC 181-86-013; WAC 181-86-014.

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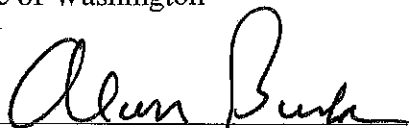
ORDER

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 322332H, of Kenneth Brown be suspended for nine (9) months.

Reinstatement shall (also) require: (1) submission of a new application, including Character and Fitness Supplement, provided by OPP and having Kenneth Brown's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP); and (2) that if Kenneth Brown's education certificate expires during the period of suspension, Kenneth Brown's will show that he meets all academic requirements for renewal/reinstatement of the education certificate. Reinstatement shall also be contingent upon Kenneth Brown'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 28 day of August, 2012.

RANDY I. DORN
Superintendent of Public Instruction
State of Washington


Alan Burke, Ed. D.
Deputy Superintendent
K-12 Education