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# SUPERINTENDENT OF PUBLIC INSTRUCTION

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IN THE MATTER OF THE EDUCATION	)	
CERTIFICATE OF	)	OPP No. D20-06-034
	)	
STUART HOFFMAN	)	FINAL ORDER
Certificate No. 543270C	)	OF MANDATORY
	)	PERMANENT REVOCATION
	)	

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The Superintendent of Public Instruction, through his undersigned designee, institutes this proceeding and finds that STUART HOFFMAN (“Educator”) has been convicted of a crime listed in Revised Code of Washington (RCW) 28A.400.322 and per RCW 28A.410.090(4) does hereby PERMANENTLY REVOKE the Educator’s Washington Education Certificate No. 543270C, based on the following Findings of Fact and Conclusions of Law:

## I. FINDINGS OF FACT

1. On September 1, 2017, the Educator was issued Washington Education Certificate No. 543270C. The Educator’s certificate expired on June 30, 2021.
2. During the 2019–2020 school year, the Educator was employed by the Bellevue School District at Newport Senior High School as a CISCO Vocational Teacher.
3. On May 26, 2020, the Office of Professional Practices (“OPP”) within the Office of Superintendent of Public Instruction (“OSPI”) became aware the Educator had been charged with a felony offense listed in Washington Administrative Code (WAC) 181-86-013(2) and initiated an investigation per WAC 181-86-100.

4. Between May 14, 2016, and May 14, 2020, the Educator had sexual intercourse and sexual contact with a minor under the age of twelve (12) years old.
5. Between May 14, 2016, and May 14, 2020, the Educator took images and video of himself engaged in sexual intercourse and sexual acts with a minor under the age of twelve (12) years old
6. Between May 14, 2016, and May 14, 2020, the Educator exchanged, with other persons, images and video of himself engaged in sexual intercourse and sexual acts with a minor under the age of twelve (12) years old.
7. On May 14, 2020, the Educator was arrested by Bellevue Police.
8. On May 15, 2020, the Educator was placed on administrative leave by the Bellevue School District.
9. On May 15, 2020, an Information and Certification for Determination of Probable Cause were filed in King County Superior Court charging the Educator with two (2) counts of Rape of a Child 1st Degree, Revised Code of Washington (RCW) 9A.44.073, two (2) counts of Child Molestation 1st Degree, RCW 9A.44.083, one (1) count of Dealing in Depictions of Minor Engaged in Sexually Explicit Conduct 1st Degree, RCW 9.68A.050, and one (1) count of Possession of Depictions of Minor Engaged in Sexually Explicit Conduct 1st Degree, RCW 9.68A.070.
10. On June 25, 2020, a Complaint for Violation was filed in United States District Court of Western Washington charging the Educator with federal offenses of Production of Child Pornography, 18 USC §2251, and Possession of Child Pornography, 18 USC §2252.
11. On January 24, 2022, a Statement of Defendant on Plea of Guilty to Felony Sex Offense was filed in King County Superior Court. In the Statement, the Educator admitted guilt to two (2) counts of Rape of a Child 1st Degree and two (2) counts of Child Molestation 1st Degree.

12. On February 11, 2022, an Information was filed in United States District Court of Western Washington, charging the Educator with federal offenses of Production of Child Pornography, 18 USC §2251, and Possession of Child Pornography, 18 USC §2252.
13. On February 18, 2022, a Plea Agreement was filed in United States District Court of Western Washington, whereby the Educator pleaded guilty to federal offenses of Production of Child Pornography and Possession of Child Pornography.
14. On April 15, 2022, a Judgment and Sentence Felony was filed in King County Superior Court. The Educator was found guilty, by plea, of two (2) counts of Rape of a Child 1st Degree and two (2) counts of Child Molestation 1st Degree and sentenced to two-hundred forty (240) months incarceration, no contact for life with the victim of his crimes, and sex offender registration and community custody requirements.
15. On June 15, 2022, a Judgment in Criminal Case was filed in United States District Court of Western Washington. The Educator was found guilty, by plea, of Production of Child Pornography and Possession of Child Pornography. The Educator was sentenced to two-hundred forty (240) months incarceration that was to run concurrent with Washington state sentences, sex offender registration, and conditions of release.

## **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.410.010; RCW 28A.410.090. Chapters 181-86 and 181-87 of the Washington Administrative Code (WAC) further implement OSPI's authority.

2. OSPI has jurisdiction over the Educator and the subject matter of this action.
3. Pursuant to WAC 181-86-070, there is clear and convincing evidence the Educator has pleaded guilty to or has been convicted of a crime specified in RCW 28A.410.090(4).
4. Pursuant to RCW 28A.410.090(4) and WAC 181-86-013(1), (2), convictions of the crimes of Rape of a Child 1st Degree, RCW 9A.44.73, Child Molestation 1st Degree, RCW 9A.44.083, Dealing in Depictions of Minors Engaged in Sexually Explicit Conduct 1st Degree, RCW 9.68A.050, and Possession of Depictions of Minors Engaged in Sexually Explicit Conduct 1st Degree, RCW 9.68A.070, bars the certificate holder from any future practice as an education practitioner and mandates OSPI to permanently revoke the Educator's certificate.
5. Pursuant to WAC 181-86-170, WAC 181-86-013(4), and WAC 181-86-014, there is clear and convincing evidence the Educator has a behavioral problem that endangers the educational welfare or personal safety of students.
6. 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.

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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 181-86-075, RCW 28A.410.090(4), and WAC 181-86, the Educator's education certificate should be permanently revoked for demonstrating a lack of good moral character and personal fitness pursuant to WAC 181-86-013(1) and being convicted of a felony crime under RCW 28A.410.090(4) which bars the Educator from any future practice as an educator.

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### **III. ORDER**

THEREFORE, it is hereby ordered that the Washington Education Certificate No. 543270C of STUART HOFFMAN is **PERMANENTLY REVOKED**.

DATED this 31st day of August, 2022.

CHRIS REYKDAL  
Superintendent of Public Instruction  
State of Washington

Signed: Matthew A. Schultz  
Chief Legal and Civil Rights Officer