

IN THE MATTER OF THE EDUCATION)
CERTIFICATE OF)
)
Jeffrey Weinstock)
Certificate No. 449048H)
)

OPP No. D12-01-004
AGREED ORDER
OF SUSPENSION

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 Jeffrey Weinstock, that the Washington Education Certificate, No. 449048H, of Jeffrey Weinstock shall be suspended, based on the Findings of Fact and Conclusions of Law set forth below:

FINDING OF FACTS

1. Jeffrey Weinstock was issued a Conditional Washington Education Certificate, No. 449048H, on December 12, 2007 and again on August 4, 2009. That certificate expired on June 30, 2011.
2. Jeffrey Weinstock was employed by the Everett Public Schools.

3. On December 27, 2011, the Office of Professional Practices, within OSPI, received a complaint letter from the Superintendent of the Everett 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 Jeffrey Weinstock.
4. On March 24, 2011, Mr. Weinstock was ill and required a substitute teacher. When the substitute teacher opened Mr. Weinstock's desk drawer he found a case containing several DVD's with titles insinuating sexually explicit themes.
5. Mr. Weinstock acknowledged he brought the above DVD's to Everett High School campus on March 21, 2011 with the intention of destroying them in the ROTC shredder the following day. Mr. Weinstock did not destroy the DVD's the following day as a result of going on a field trip.
6. On March 24, 2011, Mr. Weinstock was placed on paid administrative leave.
7. On May 2, 2011, Mr. Weinstock was given a formal reprimand for his lack of professional judgment and disregard for professional standards in his decision and action to bring illicit and inappropriate materials to school and storing those materials in his workspace.
8. On May 12, 2011, Mr. Weinstock was given notice he would not be offered a teaching position in the Everett Public Schools for the 2011-2012 school year and the district did not intend to apply for another conditional certificate on his behalf.

9. On January 22, 2013, Jeffrey Weinstock participated in an interview with an OPP investigator.

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

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Jeffrey Weinstock and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate No. 449048H, of Jeffrey Weinstock, 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 181-87-60; WAC 181-86-013; WAC 181-86-014.

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ORDER

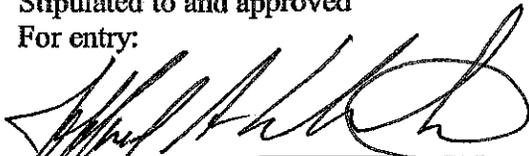
THEREFORE, it is hereby ordered and agreed that Jeffrey Weinstock's ability to apply for certification is suspended for (2) months from the date of entry of this Order.

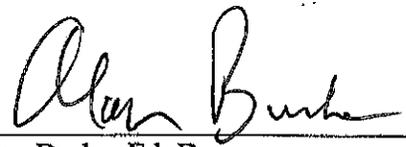
Reinstatement shall require (1) submission of a new application, including Character and Fitness Supplement, provided by OPP and having Jeffrey Weinstock's fingerprints checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP); and (2) that Jeffrey Weinstock show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

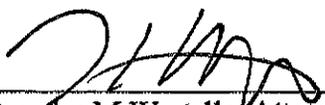
DATED This 3 day of June, 2013.

RANDY I. DORN
Superintendent of Public Instruction
State of Washington

Stipulated to and approved
For entry:


Jeffrey Weinstock, Respondent


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


Douglas M. Wartelle, Attorney for Respondent
WSBA # 25267

JEFFREY WEINSTOCK
AGREED ORDER OF SUSPENSION