



SUPERINTENDENT OF PUBLIC INSTRUCTION

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

RE: Robert Ludwikoski
OSPI Case Number: D15-012-114
Document: Agreed Order of 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. D15-012-114

Robert Ludwikoski)
Certificate No. 491618E)

AGREED ORDER
OF SUSPENSION

INTRODUCTION

After receiving and investigating a complaint from Catholic Diocese of Spokane regarding the above referenced educator, and based upon the facts available as of the date of this Agreed Order, the Superintendent of Public Instruction, through his undersigned designee, does hereby stipulate, by and between the Office of Superintendent of Public Instruction (OSPI), the Office of Professional Practices and Robert Ludwikoski, that the Washington Education Certificate No. 491618E, of Robert Ludwikoski, shall be suspended based on the Findings of Fact and Conclusions of Law set forth below:

I. FINDINGS OF FACT

1. On September 24, 2012, Robert Ludwikoski, hereafter referred to as Mr. Ludwikoski, was issued Washington Education Certificate, No 491618E. That certificate currently remains valid.
2. Revised Code of Washington (RCW) 9.68A.011 defines sexually explicit conduct.
3. In March 2015, while serving as Principal of St. Patrick Catholic School-Pasco, Mr. Ludwikoski used his school issued laptop to access and view images depicting sexually explicit conduct. Mr. Ludwikoski access or viewing was not done on school property, or during school hours.

4. In June 2014, while serving as Principal, of St. Patrick Catholic School-Pasco, Mr. Ludwikoski used his school issued laptop to access and view images depicting sexually explicit conduct. Mr. Ludwikoski access or viewing was not done on school property, or during school hours.

5. In December 2013, while serving as Principal, of St. Patrick Catholic School-Pasco, Mr. Ludwikoski used his school issued laptop to access and view images depicting sexually explicit conduct. Mr. Ludwikoski access or viewing was not done on school property, or during school hours.

6. The Catholic Diocese of Spokane Code of Conduct (form 203), states church personnel are prohibited from using work place computers or other means of communications inappropriately as presented in the diocesan policy on the use of technology.

7. On August 23, 2015, Mr. Ludwikoski was given formal notice from Pastor Steven Werner, St. Patrick Catholic Parish that his employment with St. Patrick Catholic Parish will be terminated effective September 4, 2015.

8. On March 24, 2016, Mr. Ludwikoski participated in an interview with an OPP investigator and was given the opportunity to respond to allegations of misconduct as per RCW 28A.410.090.

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

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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) WAC 181-86 and WAC 181-87 further implement OPSI's authority.
2. OSPI has jurisdiction over Mr. Ludwikoski and the subject matter discussed herein.
3. Mr. Ludwikoski committed acts of unprofessional conduct by WAC 181-87-060.
4. There is clear and convincing evidence that Mr. Ludwikoski committed unprofessional conduct. WAC 181-86-170 (Burden and Standard of Proof).
5. Pursuant to WAC 181-86-080 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.
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 (Grounds for Issuance of an

Order of Suspension), WAC 181-87-060(3), WAC 181-86-013 and WAC181-86-014, Mr. Ludwikoski's education certificate should be suspended for unprofessional conduct.

III. ORDER

THEREFORE, it is hereby ordered and agreed that the Washington Education Certificate, No. 491618E, of Mr. Ludwikoski be suspended for two (2) months, and that:

REINSTATEMENT of Mr. Ludwikoski's administrative/education certificate shall require: (1) submission of a new application, including Character and Fitness Supplement, provided by OPP and having Mr. Ludwikoski's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP); and (2) that if Mr. Ludwikoski's administrative/education certificate expires during the period of suspension, Mr. Ludwikoski will show that he meets all academic requirements for renewal/reinstatement of the administrative/education certificate. Reinstatement shall also be contingent upon Mr. Ludwikoski's fingerprint background check returning 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. The cost of conformance to all reinstatement requirements will be the responsibility of Mr. Ludwikoski.

DATED This 25th day of May, 2016.

RANDY I. DORN
Superintendent of Public Instruction
State of Washington

Stipulated to and approved
For entry:

Signed: Dierk Meierbachtol
Chief Legal Officer
Office of the Superintendent of Public Instruction

Signed: Robert Ludwikoski, Respondent

Signed: John Ziobro, Attorney for Respondent
WSBA # 25991

ROBERT LUDWIKOSKI
AGREED ORDER OF SUSPENSION