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## SUPERINTENDENT OF PUBLIC INSTRUCTION

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

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RE: Jordan Maxwell  
OSPI Case Number: D16-08-051  
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](mailto: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.

IN THE MATTER OF THE EDUCATION	)	
CERTIFICATE OF	)	OPP No. D16-08-051
	)	
JORDAN MAXWELL	)	FINAL ORDER
Certificate No. 473434R	)	OF SUSPENSION
_____	)	

After receiving and investigating a complaint from the Professional Educator Standards Board (“PESB”) regarding the above referenced educator, and based upon the facts available as of the date of this Proposed Order, the Superintendent of Public Instruction, through his undersigned designee, institutes this proceeding and finds, as described below, that JORDAN MAXWELL (“Educator”) engaged in acts of unprofessional conduct to include WAC 181-87-050(9), and does hereby SUSPEND the Educator’s Washington Education Certificate No. 473434R for not less than 30 days, based on the following Findings of Fact and Conclusions of Law:

# I. FINDINGS OF FACT

1. On July 26, 2010, the Educator was issued a Residency Teachers Certificate, No. 473434R. The Educator’s Teaching Certificate expired on June 30, 2016.
2. On July 12, 2016, the Office of Professional Practices (“OPP”) within the Office of Superintendent of Public Instruction (“OSPI”) received a complaint letter from Ms. Jennifer Wallace, the Executive Director of the Washington State Professional Educator Standards Board (“PESB”), alleging that the Educator has committed an act of unprofessional conduct.
3. The Educator was a teacher in the Bethel School District, teaching mainly social studies and language arts.

4. Completion of the Educator's ProTeach Portfolio is a requirement for certificated teachers in Washington to maintain their professional teacher education certificate.
5. The Educator submitted his ProTeach Portfolio to the Educational Testing Service ("ETS") for scoring on or about January 31, 2016. ETS is a company contracted with PESB to analyze and score ProTeach portfolios. With his submission, the Educator attested that all of the information contained in his ProTeach portfolio was his own work.
6. Natalie Wilson is a teacher at in the Clover Park School District.
7. Ms. Wilson completed her ProTeach Portfolio on June 28, 2015.
8. On or about April 7, 2016, Sheila B. Linkchorst, Test Security Analyst from the Office of Testing Integrity within ETS, completed a report finding that the Educator had "Unusual Similarities in Essays" as compared to Ms. Wilson's portfolio.
9. On or about May 12, 2016, ETS sent the Educator a letter stating the following: "The Board of Review, after careful consideration of all of this information, believes there is substantial evidence to support voiding [the Educator's] January 31, 2016 Washington *ProTeach Portfolio* scores. [The Educator's] scores for this submission have been made void."
10. On or about March 31, 2017, the Educator participated in an interview with OPP. In his interview, the Educator stated that he used Ms. Wilson's work because he was under tremendous stress, and he could not sleep. He took Ms. Wilson's portfolio without her knowledge and used a substantial portion of her work as his own.

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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.410.090, RCW 28A.410.010, and WAC 181-86 and WAC 181-87 further implement OPSI's authority.

2. OSPI has jurisdiction over the Educator and the subject matter of this action.

3. The Educator committed acts of unprofessional conduct pursuant to WAC 181-87-050(9) when he misrepresented information on his submission of her ProTeach Portfolio. The Educator attested that all of the information contained in his ProTeach portfolio was his own work. Substantial evidence supports that the Educator procured a copy of another educator's ProTeach portfolio without her knowledge and copied large portions of the other educator's work.

4. There is clear and convincing evidence that the Educator committed acts of unprofessional conduct pursuant to WAC 181-86-170.

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5. 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.

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, and WAC 181-87-050(9), the Educator is suspended for unprofessional conduct.

### III. ORDER

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 473434R, OF JORDAN MAXWELL is **SUSPENDED**. The Educator may not request reinstatement of his education certificate for at least thirty (30) days from the effective date of this ORDER. The suspension does not affect the expired status of the Educator's certificate, and the Educator must take necessary steps to bring his certificate back into compliance prior to reapplication.

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**REINSTATEMENT** of Jordan Maxwell's education certificate shall require:

- (1) The Educator must submit a new application, including a Character and Fitness Supplement, provided by OPP;
- (2) The Educator must complete a fingerprint-based criminal background check through both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP);
- (3) The Educator's fingerprint background check must return with no criminal convictions, occurring after the date of issuance of a Final Order or Suspension, that are listed in WAC 181-86-013, RCW 28A.410.090, or any felony convictions;
- (4) The Educator shall assume all costs of complying with the requirements of this Order.

DATED this 9th day of June, 2017.

CHRIS REYKDAL  
Superintendent of Public Instruction  
State of Washington

Dierk Meierbachtol  
Chief Legal Officer