



SUPERINTENDENT OF PUBLIC INSTRUCTION

DR. TERRY BERGESON 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. D07-05-044
)	
James Bale)	FINAL ORDER OF
Certificate No. 107359B)	MANDATORY PERMANENT
)	REVOCATION

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 permanently revoke the Washington Education Certificate, No. 107359B, of James Bale, based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. James Bale was issued a Washington Education Certificate, No. 107359B, on June 10, 1960. That certificate currently remains valid.
2. On May 1, 2007, the Office of Professional Practices (OPP), within OSPI, received information through the National Association of State Directors of Teacher Education and

JAMES BALE
FINAL ORDER OF MANDATORY PERMANENT REVOCATION

Certification (NASDTEC) database, that the state of Idaho had taken action against Mr. Bale's Idaho Teaching Certificate.

3. From August 1, 2005 through February 28, 2006, Mr. Bale had sexual contact with a 10 year old child.

4. On August 9, 2006, the Grand Jury of Canyon County, Third Judicial District Court of the State of Idaho, issued an Indictment, charging Mr. Bale with the felony crime of Lewd Conduct with a Minor under Sixteen, Idaho Code Section 18-1508; Cause #CR-06-21751-C.

5. On December 26, 2006, the Grand Jury of Canyon County, Third Judicial District Court of the State of Idaho, issued an Amended Indictment, charging Mr. Bale with the felony crime of Sexual Abuse of a Minor under Sixteen Years, Idaho Code Section 18-1506(b); Cause #CR-06-21751-C.

6. On February 26, 2007, the Third Judicial District Court of the State of Idaho, in and for the County of Canyon, found Mr. Bales guilty of Sexual Abuse of a Minor under Sixteen Years, Idaho Code Section 18-1506(b) and sentenced him to: the Idaho State Board of Corrections for a minimum determinate period of three (3) years followed by a subsequent indeterminate period of custody not to exceed ten (10) year, for a total unified term of no more than thirteen (13) years, with credit for eleven (11) days served; pay court costs and fees totaling \$297.50; pay a \$1000

fine; submit DNA sample; register as a sex offender; and no contact, directly or indirectly, with the victim in the case or any family member of the victim's families; Cause #CR-06-21751-C.

7. On February 27, 2007, the Third Judicial District Court of the State of Idaho, in and for the County of Canyon, issued a Judgment and Commitment for Cause #CR-06-21751-C.

8. On March 15, 2007, the state of Idaho Professional Standards Commission permanently revoked Mr. Bale's Idaho Teaching Certificate.

9. Mr. Bale's actions and conviction, under Idaho Code Section 18-1506 (b), Sexual Abuse of a Child under the Age of Sixteen, is comparable to Revised Code of Washington (RCW) 9A.44.083, Child Molestation in the First Degree.

10. James Bale has pleaded guilty or been convicted of a crime identified in RCW 28A.410.090(3). Such a plea or conviction authorizes OSPI to permanently revoke the Education Certificate.

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

/

/

/

JAMES BALE
FINAL ORDER OF MANDATORY PERMANENT REVOCATION

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over James Bale and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 107359B, of James Bale, should be revoked, as provided for in WAC 181-86-075.

3. James Bale has violated WAC RCW 28A.410.090, 181-86-013, and/or WAC 181-86-014.

/

/

/

/

/

/

/

/

/

/

/

/

/

ORDER

It has been thirty days since the Proposed Order of Mandatory Permanent Revocation was received. The appeal time period has passed. It is hereby ordered that the Washington Education Certificate, No. 107359B, of James Bale is Permanently Revoked.

DATED This 11th day of July, 2007.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington



Martin T. Mueller
Assistant Superintendent
Student Support and Operations