



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. D06-03-028
)	
James Lowell Stone)	FINAL ORDER OF
Certificate No. 286676B)	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. 286676B, of James Lowell Stone, based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. James Lowell Stone was issued a Washington Education Certificate, No. 286676B, on September 8, 1988. That certificate currently remains valid.
2. James Lowell Stone was employed by the Edmonds School District.
3. On March 16, 2006, the Office of Professional Practices (OPP), within OSPI, received a complaint letter, from the Superintendent of the Edmonds School District, alleging a lack of

JAMES LOWELL STONE
FINAL ORDER OF PERMANENT REVOCATION

good moral character or personal fitness, or a violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 181-87, by James Lowell Stone.

4. During the first part of the 2005-2006 school year, Mr. Stone: communicated with [REDACTED] a 17-year old Lynwood High School female student, through e-mails and telephone calls; smoked marijuana with [REDACTED]; kissed [REDACTED] provided money to [REDACTED] to purchase marijuana; had sexual intercourse with [REDACTED]; fondled [REDACTED] genitals; had [REDACTED] fondle his genitals; and digitally penetrated [REDACTED]

5. On February 17, 2006, Mr. Stone was placed on Paid Administrative Leave, pending the outcome of the investigation for sexual misconduct.

6. Mr. Stone was arrested by Lynnwood Police Department on March 9, 2006; Lynnwood Police Department Case No. 06-01694.

7. On March 16, 2006, an Information and Affidavit of Probable Cause was filed in Snohomish County Superior Court charging Mr. Stone with Sexual Misconduct with a Minor in the First Degree, RCW 9A.44.093; Snohomish County Superior Court Cause # 06-1-00651-2.

8. On March 31, 2006, Mr. Stone was issued a Notice of Probable Cause for Discharge letter from Nick Brossoit, Ed.D., Superintendent of the Edmonds School District

9. On May 4, 2006, Mr. Stone signed a Statement of Defendant on Plea of Guilty to Sex Offense, in which he pleaded guilty to Sexual Misconduct with a Minor in the First Degree, RCW 9A.44.093, a Class C Felony. In the Statement of Defendant on Plea of Guilty to Sex Offense, Mr. Stone states: "In Snohomish County on or about December 1, to December 31, 2005, I had sexual intercourse with [REDACTED] 1a who was seventeen years old and not married to me. I was more than 60 months older than [REDACTED] 1a and was in a significant relationship with [REDACTED] 1a and had a supervisory position within that relationship in order to engage in the sexual intercourse."

10. On May 15, 2006, Mr. Stone was issued a Notice of Mandatory Termination from Edmonds School District, effective May 11, 2006.

11. On July 18, 2006, Mr. Stone was found guilty by plea and sentenced to: pay \$800 total court costs and fines; HIV and DNA testing; nine (9) months confinement with credit for time served on Cause No. 06-1-00651-2; twelve months (12) community custody upon release from incarceration, through the Washington State Department of Corrections; and register as a sex offender with the county of his residence for the period provided by law.

12. Mr. Stone has pleaded guilty or been convicted of a crime identified in Revised Code of Washington (RCW) 9A.44.093. Such a plea or conviction authorizes OSPI to permanently revoke the Education Certificate.

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

CONCLUSIONS OF LAW

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

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate, No. 286676B, of James Lowell Stone, should be revoked, as provided for in WAC 181-86-075.

3. James Lowell Stone has violated: WAC 181-87-080, WAC 181-86-013, WAC 181-86-014, and/or RCW 28A.410.090.

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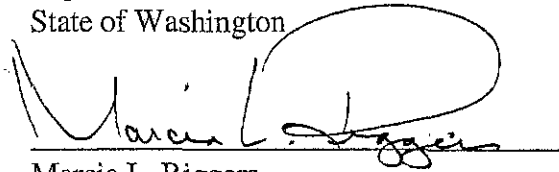
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ORDER

It has been thirty days since the Proposed Order of Permanent Revocation was received. The appeal time period has passed. It is hereby ordered that the Washington Education Certificate, No. 286676B, of James Stone is permanently revoked.

DATED This 11th day of September, 2006.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington

A handwritten signature in black ink, appearing to read "Marcia L. Riggers", is written over a horizontal line.

Marcia L. Riggers
Assistant Superintendent
Student Support and Operations

Redaction Log

Total Number of Redactions in Document: 11

Redaction Reasons by Page

Page	Reason	Description	Occurrences
2	1a	RCW 42.56.230(1); RCW 42.56.230(2); RCW 42.56.230 (7)(a); RCW 42.56.070(1); 20 U.S.C. § 1232g; 34 CFR §99.3; 34 CFR §99.31. Personal information in any files maintained for students in public schools are exempt from disclosure. Federal law also prohibits disclosure of personally identifiable information from education records without the consent of the student.	8
3	1a	RCW 42.56.230(1); RCW 42.56.230(2); RCW 42.56.230 (7)(a); RCW 42.56.070(1); 20 U.S.C. § 1232g; 34 CFR §99.3; 34 CFR §99.31. Personal information in any files maintained for students in public schools are exempt from disclosure. Federal law also prohibits disclosure of personally identifiable information from education records without the consent of the student.	3

Redaction Log

Redaction Reasons by Exemption

Reason	Description	Pages (Count)
1a	RCW 42.56.230(1); RCW 42.56.230(2); RCW 42.56.230 (7)(a); RCW 42.56.070(1); 20 U.S.C. § 1232g; 34 CFR §99.3; 34 CFR §99.31. Personal information in any files maintained for students in public schools are exempt from disclosure. Federal law also prohibits disclosure of personally identifiable information from education records without the consent of the student.	2(8) 3(3)