



SUPERINTENDENT OF PUBLIC INSTRUCTION

DR. TERRY BERGESON OLD CAPITOL BUILDING • PO BOX 47200 • OLYMPIA WA 98504-7200 • <http://www.k12.wa.us>

July 25, 2003

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Richard N. Sweum

2a

RE: Certificate No. 288265B
OPP No. D97-07-137

Dear Mr. Sweum:

Thirty days have transpired since your receipt of the Order of Revocation issued by the Office of Superintendent of Public Instruction. You have not appealed that Order of Revocation.

Therefore, the order is now considered final.

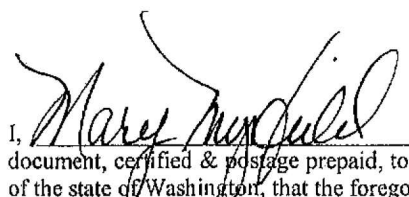
If you have any questions, please contact Charles Schreck, Manager, Office of Professional Practices at (360) 725-6136.

Sincerely,

Marty S. Daybell
Deputy Superintendent, Administration and Operations
Chief Information Officer

MSD:mm

c: Anne Shaw, Assistant Attorney General
Kathy Haslett, Investigator II
Sue Pennington

I, , certify that on 7/25/03, I mailed a copy of this document, certified & postage prepaid, to all parties or their counsel of record. I certify under penalty of perjury, under the laws of the state of Washington, that the foregoing is true and correct.

I, Maggie Pagan certify that on May 20, 2003, I mailed a copy of this document, certified & postage prepaid, to all parties or their counsel of record. I certify under penalty of perjury, under the laws of the state of Washington, that the foregoing is true and correct.

IN THE MATTER OF THE EDUCATION)
CERTIFICATE OF)

OPP No. D97-07-137

RICHARD N. SWEUM)
CERTIFICATE NO. 288265B)
_____)

PROPOSED FINAL ORDER
OF REVOCATION

COMES NOW Lin Douglas, the Informal Review Officer of the Superintendent of Public Instruction, having reviewed the files of the above-referenced case, and having considered the arguments of each party and the recommendation of the Admissions and Professional Conduct Advisory Committee, does hereby revoke the Washington Education Certificate, No. 288265B of RICHARD N. SWEUM based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Richard N. Sweum was issued a Washington Education Certificate, No. 288265B, on April 4, 1994. That certificate currently remains valid.
2. Richard N. Sweum was employed by the Everett School District as a classified coach.
3. On July 7, 1997, the Office of Professional Practices (OPP), OSPI received a complaint letter from Everett School District alleging a lack of good moral character or personal fitness, or a violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 180-87, by Richard N. Sweum.
4. On May 19, 1997, the Cascade High School principal issued a letter to Richard N. Sweum notifying him that an allegation of sexual harassment had been made against him. Mr. Sweum was placed on paid administrative leave from coaching pending the outcome of an investigation.

5. On May 19, 1997, the Young Life organization placed Mr. Sweum on paid administrative leave pending the outcome of the school district investigation. Young Life conducted no investigation.
6. The allegations were investigated by the Snohomish County Sheriff's Department. Due to a technicality in the law no charges were filed by the prosecutor's office.
7. The Everett School District conducted an investigation. On June 26, 1997, the Everett School District issued a letter to Richard N. Sweum informing him that they would not issue him a supplemental contract for extracurricular services for the 1997-98 school year. The basis for the letter was Mr. Sweum's poor judgment by inviting a student to his home, getting into the hot tub with the student on numerous occasions, and participating in oral sex with the student.
8. Richard N. Sweum invited students to his home to use his hot tub. He further allowed and participated in an inappropriate nude game with students.
9. Good moral character and personal fitness is a continuing requirement to maintain a Washington Education Certificate.

CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Richard N. Sweum and over the subject matter of this action.
2. OSPI has shown by clear and convincing evidence, that the Washington Education Certificate, No. 288265B, of Richard N. Sweum, should be revoked as provided for in WAC 180-86-075.
3. Richard N. Sweum has violated WAC 180-86-013/014 and WAC 180-87.

ORDER

THEREFORE, it is hereby proposed that the Washington Education Certificate, No. 288265B, of RICHARD N. SWEUM be revoked.

This Proposed Order will become final thirty (30) calendar days from the date of receipt of this order unless respondent files an appeal for a formal hearing before the Office of Administrative Hearings. Please direct the appeal and request for formal hearing to Office of Superintendent of Public Instruction, Administrative Law Office, Old Capitol Building, P.O. Box 47200, Olympia, WA 98504-7200.

DATED this 28th day of May, 2003.

DR. TERRY BERGESON
Superintendent of Public Instruction
State of Washington



LIN DOUGLAS
Informal Review Officer

Redaction Log

Total Number of Redactions in Document: 1

Redaction Reasons by Page

Page	Reason	Description	Occurrences
1	2a	RCW 42.56.250(4); RCW 42.56.250(11); RCW 42.56.230(3); RCW 42.56.230 (7)(a); RCW 42.56.050; RCW 42.56.070(1); RCW 49.60.040(26); RCW 51.12.035; RCW 51.28.070; RCW 51.04.063(13); RCW 42.56.250(8). The following information held by any public agency in personnel records, public employment related records, volunteer rosters, or included in any mailing list of employees or volunteers of any public agency is exempt from disclosure: Residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, driver's license numbers, identicard numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency.	1

Redaction Log

Redaction Reasons by Exemption

Reason	Description	Pages (Count)
2a	RCW 42.56.250(4); RCW 42.56.250(11); RCW 42.56.230(3); RCW 42.56.230 (7)(a); RCW 42.56.050; RCW 42.56.070(1); RCW 49.60.040(26); RCW 51.12.035; RCW 51.28.070; RCW 51.04.063(13); RCW 42.56.250(8). The following information held by any public agency in personnel records, public employment related records, volunteer rosters, or included in any mailing list of employees or volunteers of any public agency is exempt from disclosure: Residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, driver's license numbers, identicard numbers, and emergency contact information of employees or volunteers of a public agency, and the names, dates of birth, residential addresses, residential telephone numbers, personal wireless telephone numbers, personal electronic mail addresses, social security numbers, and emergency contact information of dependents of employees or volunteers of a public agency.	1(1)