



SUPERINTENDENT OF PUBLIC INSTRUCTION

Randy I. Dorn 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. D12-05-035
)	
NICOLE LLOYD)	AMENDED FINAL
Certificate No. 439750A)	ORDER OF REVOCATION
)	

COMES NOW Walt Bigby, Review Officer of the Office of Superintendent of Public Instruction (OSPI), 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. 439750A of Nicole Lloyd, based on the Findings of Fact and Conclusions of Law set forth below:

FINDINGS OF FACT

1. Nicole Lloyd was issued a Washington Education Certificate, No. 439750A, on February 14, 2007. That certificate currently remains valid.
2. Nicole Lloyd was employed by the Zillah School District.
3. On May 8, 2012, the Office of Professional Practices, within OSPI, did receive a complaint letter from Kevin McKay, the superintendent of the Zillah School District, alleging a lack of personal fitness, or a violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 181-87, by Nicole Lloyd.

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4. During the 2007-2008 school year, Nicole Lloyd was involved in an inappropriate relationship L.R., a male high school student. The interactions included, but not limited to: L.R. spending time at Nicole Lloyd's residence; referring to Nicole Lloyd as his girlfriend; sexual intercourse; and sexual touching.

5. On August 22, 2008, Nicole Lloyd resigned from the Zillah School District.

6. On August 29, 2008, the Office of Professional Practices, within OSPI, did receive a complaint letter from Kevin McKay, the superintendent of the Zillah School District alleging a lack of personal fitness, or a violation of the Code of Professional Conduct, Washington Administrative Code (WAC) 181-87, by Nicole Lloyd; OPP Case No. D08-09-064.

7. On August 20, 2008, L.R. graduated from the Zillah School District.

8. On January 22, 2009, Nicole Lloyd gave birth to a child. Based upon a 9-month gestation period, the child would have been conceived in or around March of 2008.

9. On November 3, 2010, via her attorney James Gasper, Nicole Lloyd declined to interview with an OPP investigator.

10. OPP, during the investigation of D08-09-064, was unable to speak with L.R. due to L.R.'s non-response to a request for contact.

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11. OPP was unable to show by clear and convincing evidence that there had been an inappropriate relationship between Nicole Lloyd and L.R. On November 24, 2010, OPP dismissed OPP No. D08-09-064, without prejudice.

12. On February 6, 2012, Nicole Lloyd was granted an Order for Protection-DV in King County Superior Court. The Order prohibited L.R. from having contact with Nicole Lloyd and I.R.R., age 3. On page one of the Order for Protection-DV, under the section which reads, "Respondent's relationship to the petitioner is", the box for "parent of a common child is marked with an "X". "Current or former dating relationship" is also marked with an "X"; King County Superior Court Case No. 11-2-33776-6 SEA.

13. On February 14, 2012, Nicole Lloyd reported a violation of court orders with the King County Sheriff's Department, listing L.R. as the suspect. During investigation, Nicole Lloyd told the King County Sheriff's Office deputy sheriff that she had been in a dating relationship with L.R. for approximately four years and they have one child (I.R., DOB 1/22/2009) in common; King County Sheriff's Department Case No. 12-37070.

14. On February 14, 2012, Nicole Lloyd wrote out a signed, sworn statement for the King County Sheriff's Department. In Nicole Lloyd's signed, sworn statement, she writes that she had received a text message which was written in Spanish and one of the two persons who could have sent the text was L.R. and L.R. is her ex-boyfriend and the father of her child, I.R. ; King County Sheriff's Department Case No. 12-37070.

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15. On April 12, 2012, OPP received information from L.R. that he and Nicole Lloyd had been involved in a sexual relationship while he was a student at Zillah High School and that they have a child together, I.R., DOB, January 22, 2009.

16. On April 12, 2012, Zillah Police Department initiated an investigation regarding a possible sexual relationship that occurred between L.R. and Nicole Lloyd while L.R. was still a student at Zillah High School. The alleged sexual relationship began March of 2008 and continued after L.R. graduated on August 20, 2008; Zillah Police Department Case No. 12Z0340. The Yakima County Prosecutor's Office declined to file any charges against Nicole Lloyd because the crime was past the statute of limitations.

17. On or about June 15, 2012, via Certified Mail, Nicole Lloyd was given the opportunity to interview with OPP. To date Nicole Lloyd has not contacted OPP.

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

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CONCLUSIONS OF LAW

1. OSPI has jurisdiction over Nicole Lloyd and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate No. 439759A, of Nicole Lloyd, should be revoked for unprofessional conduct and/or lack of good moral character or personal fitness. RCW 28A.410.090; WAC 181-86-070; WAC 181-87-080; WAC 181-87-060; WAC 181-86-013; WAC 181-86-014.


ORDER

THEREFORE, it is hereby ordered that the Washington Education Certificate, No. 439750A, of Nicole Lloyd be revoked.

This Order will become final thirty (30) calendar days from the date this order is mailed 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 Resource Services, Old Capitol Building, P.O. Box 47200, Olympia, WA 98504-7200.

DATED this 25th of November 2013.

RANDY DORN
Superintendent of Public Instruction
State of Washington



DR. WALT BIGBY
Review Officer

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