



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. D13-02-012

Richard Gurr)
Certificate No. 227800J)

AGREED ORDER)
OF SUSPENSION)

COMES NOW the Office of Superintendent of Public Instruction, 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 stipulate by and between the Office of Professional Practices (OPP), Office of Superintendent of Public Instruction (OSPI), and Richard Gurr, that the Washington Education Certificate, No. 227800J, of Richard Gurr, shall be suspended, based on the Findings of Fact and Conclusions of Law set forth below:

FINDING OF FACTS

1. Richard Gurr was issued a Washington Education Certificate, No. 227800J, on June 3, 1978. That certificate currently remains valid.

2. Richard Gurr was employed by the Shoreline School District.

RICHARD GURR
AGREED ORDER OF SUSPENSION



3. On February 8, 2013, the Office of Professional Practices, within OSPI, received a complaint letter from the superintendent of the Shoreline 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) 181-87, by Richard Gurr.
4. Shoreline Public Schools Policy No. 5260 and corresponding Procedure 5260P, Staff Access to Networked Information Resources, were adopted on June 4, 2001.
5. Shoreline Public Schools Procedure No. 2314P, Students and Staff Access and Use of Networked Information Resources and Communications, states, under Unacceptable Network Use, that “accessing, uploading, downloading, storage and distribution of obscene, pornographic or sexually explicit material;” is considered unacceptable network use by users.
6. Revised Code of Washington (RCW) 9.68A.011 defines sexually explicit conduct.
6. Since July 2007 to, and including, November 7, 2012, Richard Gurr used Shoreline Public Schools District computer resources to access and view images depicting sexually explicit conduct while at his residence and while on school district property.
7. On March 20, 2009, Richard Gurr signed the Shoreline Public Schools Electronic Information System (K-20 Network) Individual Staff User Access Informed Consent form.
8. On November 7, 2012, Parkwood Elementary School staff were informed that Richard Gurr had been observed viewing images of nude persons in his classroom.

9. On November 13, 2012, Richard Gurr was placed on administrative leave.
10. On November 15, 2012, Richard Gurr participated in an interview with Shoreline Public Schools administrators
11. On November 30, 2012, a forensic examination report of Richard Gurr's Shoreline Public Schools assigned computer was completed.
12. On February 6, 2013, Richard Gurr submitted a letter of resignation to the Shoreline Public Schools; resigning his employment effective February 28, 2013.
13. On April 30, 2013, Richard Gurr participated in an interview with an OPP investigator and was given an opportunity to respond to allegations of misconduct, as per RCW 28A.410.090.
14. 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 Richard Gurr and over the subject matter of this action.

2. OSPI has shown by clear and convincing evidence that the Washington Education Certificate No. 227800J, of Richard Gurr, should be suspended for unprofessional conduct and/or lack of good moral character or personal fitness. RCW 28A.410.090, WAC 181-86-070, WAC 181-87-060; WAC 181-86-013; WAC 181-86-014.

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ORDER

THEREFORE, it is hereby ordered and agreed that the Washington Education Certificate, No. 227800J, of Richard Gurr, be suspended for four (4) months from the date of entry of this Order.

Reinstatement shall require submission of a new application, including Character and Fitness Supplement, provided by OPP and having Richard Gurr's fingerprints be checked by both the Federal Bureau of Investigation (FBI) and the Washington State Patrol (WSP). Reinstatement shall also be contingent upon Richard Gurr fingerprint background check returning with no criminal convictions that are listed in WAC 181-86-013, RCW 28A.410.090, any felony convictions.

DATED This ^{OKUB} 7 day of May, 2013.

RANDY I. DORN
Superintendent of Public Instruction
State of Washington

Stipulated to and approved
For entry; notice of presentation
waived:

By: Alan Burke
Alan Burke, Ed. D.
Deputy Superintendent
K-12 Education

Richard Gurr
Richard Gurr, Respondent