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EXECUTIVE DIRECTOR
BOARD OF EDUCATIONAL EXAMINERS
JUL 28 2017

BEFORE THE BOARD OF EDUCATIONAL EXAMINERS
OF THE STATE OF IOWA

In the matter of:	)	BOEE Case No. 16-176
	)	Folder # 100156
Ralph Plagman,	)	
	)	**COMBINED STATEMENT OF**
Respondent.	)	**CHARGES, SETTLEMENT**
	)	**AGREEMENT, AND FINAL ORDER**

In accordance with the provisions of Iowa Code sections 17A.12(5) and 272.2(4) and 282 IAC 11.4(6), and with full knowledge of the right to demand a formal hearing before the Board upon the pending complaint prior to the imposition of sanction upon his license, the Respondent expressly waives the right to a disciplinary hearing and notifies the Board of his desire to resolve the pending complaint through means of informal disposition.

The Respondent concedes the jurisdiction of the Board for all issues relevant hereto and voluntarily consents to the State's counsel presenting this agreement to the Board with the terms provided. If the Board does not accept the terms of this agreement, the disciplinary hearing will be rescheduled and the stipulations contained herein are not binding upon the Respondent and will not be presented against him at the time of hearing without further agreement of the Respondent.

Board approval of this settlement shall constitute resolution of this matter and will be entered as a FINAL ORDER of the Board.

NOTICE OF HEARING

A hearing in this matter <u>will not be held</u>, as the State and Respondent have entered into the following consent agreement in lieu of scheduling a contested case hearing. If the Board does not accept this Combined Statement of Charges, Settlement Agreement, and Final Order, the matter may be set for hearing in accordance with 282 Iowa Administrative Code rule 11.7.

STIPULATIONS

1. Respondent holds a Permanent Professional LICENSE (FOLDER # 100156) with the following endorsements: Teacher (7-8); 5-12 American Government; 5-12 American History; 5-12 Economics; 5-12 Geography; 5-12 Sociology; 5-12 World History; 5-12 Principal.

2. During the relevant facts of this matter, Respondent was employed with the Cedar Rapids Community School District.

3. On December 2, 2016, the Board of Educational Examiners received a

complaint against Respondent alleging a violation of the Code of Ethics.

4. On June 16, 2017, the Board found probable cause to proceed to hearing based upon the facts set forth in paragraph 6 below.

5. The Board charged Respondent with violation of Board rule 282 Iowa Administrative Code 25.3(8)(a), which prohibits willfully or repeatedly departing from or failing to conform to the minimum standards of acceptable and prevailing educational practice in the state of Iowa. The Board also charged Respondent with violation of 282 Iowa Administrative Code 25.3(8)(b), which prohibits willfully or repeatedly failing to practice with reasonable skill or safety.

6. Investigation revealed that Respondent, while acting as Principal at Washington High School, failed to conduct an appropriate investigation into allegations that a substitute teacher had a sexual relationship with a student.

SETTLEMENT AGREEMENT

7. This Combined Statement of Charges, Settlement Agreement, and Final Order constitutes the final resolution of a contested case proceeding and shall have the force and effect of a disciplinary order entered following a contested case hearing.

8. In order to resolve this matter without proceeding to hearing, Respondent accepts a WRITTEN REPRIMAND.

LICENSEE DECLARATION

I understand that this Combined Statement of Charges, Settlement Agreement, and Final Order is subject to the approval of the Board and will have no force or effect if it is not accepted by the Board.

I understand State's counsel will present this Combined Statement of Charges, Settlement Agreement, and Final Order to the Board *ex parte*.

I agree to comply with the requirements set forth in the stipulations and requirements of this Combined Statement of Charges, Settlement Agreement, and Final Order and understand that my failure to do so can result in additional discipline of my Permanent Professional License.

I understand that this Combined Statement of Charges, Settlement Agreement, and Final Order is a public record, which will become part of my permanent licensure file and will be available for public inspection and reproduction.

I understand that my name will be added to the national clearinghouse database kept by the National Association of State Directors of Teacher Education and Certification (NASDTEC).

July 27, 2017

Date

Ralph Plagman

Ralph Plagman, Respondent

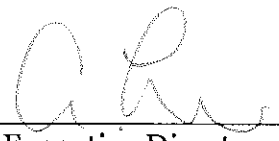
ORDER

IT IS THE FINAL ORDER OF THE IOWA BOARD OF EDUCATIONAL EXAMINERS THAT:

1. The conduct with which Respondent has been charged constitutes a violation of the Code of Professional Conduct and Ethics governing the teaching profession. Respondent is REPRIMANDED for the charged conduct.

2. In determining the appropriate sanction to impose in this case, the Board has considered the nature and seriousness of the allegations as well as mitigating circumstances.

Dated this 4th day of August, 2017.



Ann Lebo, Executive Director
Iowa Board of Educational Examiners

Copies to:

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RESPONDENT

Thomas Wolle
ATTORNEY FOR RESPONDENT

Jordan Esbrook
ATTORNEY FOR THE STATE