

IDAHO PROFESSIONAL STANDARDS COMMISSION

In the matter of the certificate of:

Jordan Grant White,

Respondent

Case No. 21812

FINAL ORDER

The Chief Certification Officer for the State of Idaho filed an Administrative Complaint against the teaching certificate issued to Jordan Grant White, seeking for the Professional Standards Commission to impose discipline on Mr. White's certificate. *See* Idaho Code § 33-1209. Because Mr. White did not request a hearing within 30 days, and because Mr. White was determined to be in default by a hearing/presiding officer, the allegations in the Administrative Complaint are treated as admitted, Idaho Code § 33-1209(3), and are incorporated by reference as findings of fact.

Based on these findings, the Professional Standards Commission concludes that Mr. White willfully violated statutes and/or Code of Ethics adopted by the State Board of Education. Idaho Code § 33-1208(1)(j). The Commission specifically holds that Mr. White willfully violated the following statutes and/or Codes of Ethics:

1. Mr. White's conduct or course of conduct violated Idaho Code § 33-1208(2)(a), 33-1208(2)(f), or 33-1208(2)(d). *See generally* Idaho Code § 33-1208(2) ("The general classes of felonies listed in subsection 2 of this section shall include equivalent laws of federal or other state jurisdictions. For the purpose of this subsection, 'child' means a minor or juvenile as defined by the applicable state or federal law.").

2. Mr. White's conduct or course of conduct violated Idaho Code § 33-1208(1)(f) ("Conviction, finding of guilt, withheld judgment or suspended sentence, in this or any other state of a crime involving moral turpitude").

3. Mr. White's conduct or course of conduct violated Idaho Code § 33-1208(1)(l) ("Conviction, finding of guilt, withheld judgment, or suspended sentence, in this state or any other state of any felony, the commission of which renders the certificated person unfit to teach or otherwise perform the duties of the certificated person's position.").

Under Idaho Code § 33-1208, the Professional Standards Commission orders that the following discipline (as marked) be imposed on Mr. White's certificate:

As requested in the Administrative Complaint

The discipline requested by the Chief Certification Officer in her Request for Relief in the Administrative Complaint.

Other discipline

Mr. White's certificate is revoked.

Mr. White's certificate is permanently revoked under Idaho Code § 33-1208(2).

Mr. White's certificate is suspended for _____ years _____ months

Mr. White's certificate is suspended indefinitely pending completion of the following conditions:

- 1. _____
- 2. _____
- 3. _____
- 4. _____

Mr. White's certificate has the following conditions placed upon it.

- 1. _____
- 2. _____
- 3. _____
- 4. _____

_____A letter of reprimand will be placed in Mr. White's permanent certification file.

This Order is effective on the day it is signed. This Order and the Administrative Complaint, which will be attached to this Order, are public records, and may be made available on the State Department of Education or the Commission's website.

DATED this 04 day of April, 2019.


ELISA SAFFLE, MEMBER
Idaho Professional Standards Commission

RECONSIDERATION AND JUDICIAL REVIEW

This is a final order of the Professional Standards Commission. Any party may file a motion for reconsideration of this order within 14 days of the service date of this order. The agency will dispose of the petition for reconsideration within 21 days of its receipt; if not, the petition will be denied as a matter of law. See Idaho Code § 67-5246. Petitions for reconsideration may be filed by mail addressed to the Professional Standards Commission, State Department of Education, P.O. Box 83720, Boise, ID 83720-0027, or hand delivered to the Commission at 650 West State Street, Second Floor, Boise, ID 83720.

Any party aggrieved by this final order or orders previously issued in this case may seek judicial review of the orders in this case in district court. A party may do this by filing a petition for judicial review in the district court as provided in Idaho Code §§ 67-5270 and 67-5272. The petition must be filed within 28 days of the service date of this final order; or, if a motion for reconsideration is filed, within 28 days of the service of a decision on the motion for reconsideration or denial of the motion as a matter of law. Idaho Code § 67-5273. The filing of a petition for judicial review does not itself stay the effectiveness or enforcement of the agency action. Idaho Code § 67-5274.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of April, 2019, I caused to be served a true and correct copy of the foregoing by the following method to:

Jordan White
Stanley Correctional Institution
1251 Jacobsen Rd, Suite A
Neenah, WI 54956

- U.S. Mail
- Hand Delivery
- Certified Mail, Return Receipt Requested
- Overnight Mail
- Email:

Robert A. Berry
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

- U.S. Mail
- Hand Delivery
- Certified Mail, Return Receipt Requested
- Facsimile:
- Email: robert.berry@ag.idaho.gov
leslie.gottsch@ag.idaho.gov



Annette Schwab
Program Specialist
Idaho State Department of Education

IDAHO PROFESSIONAL STANDARDS COMMISSION

In the matter of the certificate of:

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Respondent

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ADMINISTRATIVE COMPLAINT

Lisa Colón Durham, Chief Certification Officer for the State of Idaho, alleges the following against Jordan Grant White.

GENERAL AVERMENTS

The following general averments are adopted in each count below.

1. The Professional Standards Commission (Commission) regulates teacher certification in Idaho.

2. The Chief Certification Officer is empowered to file an administrative complaint against the certificate of a teacher or other individual certified under the authority of the Idaho State Board of Education. Idaho Code § 33-1209.

3. Mr. White holds the following certificate and endorsement issued under the authority of the Idaho State Board of Education:

a. Standard Secondary certificate with Agricultural Science and Technology endorsement – effective October 1, 2015 – valid until August 31, 2020.

4. On January 26, 2018, a Judgment of Conviction was entered against Mr. White for three felony counts in the matter of State of Wisconsin v. Jordan G. White, Case No. 2016CF000406 in Circuit Court Branch 5, Winnebago County, State of Wisconsin. A copy of the Judgment of Conviction is attached as Exhibit A.

5. Mr. White plead guilty to and was convicted of one count of Child Enticement-Sexual Contact in violation of Wisconsin Code 948.07(1).

6. Wisconsin Code 948.07(1) provides: “Whoever, with intent to commit any of the following acts, causes or attempts to cause any child who has not attained the age of 18 years to go into any vehicle, building room or secluded place is guilty of a Class D felony: (1) Having sexual contact or sexual intercourse with the child in violation of s. 948.02, 948.085, or 948.095.”

7. Mr. White plead guilty to and was convicted of one count of Use of a Computer to Facilitate a Child Sex Crime in violation of Wisconsin Code 948.075(1r).

8. Wisconsin Code 948.075(1r) provides: “Whoever uses a computerized communication system to communicate with an individual who the actor believes or has reason to believe has not attained the age of 16 years with intent to have sexual contact or sexual intercourse with the individual in violation of s. 948.02 (1) or (2) is guilty of a Class C felony.”

9. Mr. White plead guilty to and was convicted of one count of Causing a Child 13-18 to View Sexual Activity in violation of Wisconsin Code 948.055(1).

10. Wisconsin Code 948.055(1) provides: “Whoever intentionally causes a child who has not attained 18 years of age, or an individual who the actor believes or has reason to believe has not attained 18 years of age, to view or listen to sexually explicit conduct may be penalized as provided in sub. (2) if the viewing or listening is for the purpose of sexually arousing or gratifying the actor or humiliating or degrading the child or individual.”

COUNT I

11. Mr. White’s conduct or course of conduct violated Idaho Code § 33-1208(2)(a), 33-1208(2)(f), or 33-1208(2)(d). *See generally* Idaho Code § 33-1208(2) (“The general classes of felonies listed in subsection 2 of this section shall include equivalent laws of federal or other state jurisdictions. For the purpose of this subsection, ‘child’ means a minor or juvenile as defined by the applicable state or federal law.”).

COUNT II

12. Mr. White's conduct or course of conduct violated Idaho Code § 33-1208(1)(f) ("Conviction, finding of guilt, withheld judgment or suspended sentence, in this or any other state of a crime involving moral turpitude").

COUNT III

13. Mr. White's conduct or course of conduct violated Idaho Code § 33-1208(1)(l) ("Conviction, finding of guilt, withheld judgment, or suspended sentence, in this state or any other state of any felony, the commission of which renders the certificated person unfit to teach or otherwise perform the duties of the certificated person's position.").

REQUEST FOR RELIEF

The Chief Certification Officer requests that the Commission grant the following relief, as permitted under Idaho Code §§ 33-1208 and 33-1209.

1. That if Mr. White does not request a hearing, the Commission permanently revoke Mr. White's teaching certificate and deny any pending or future application for issuance of a certificate, as required by Idaho Code § 33-1208(2).

2. That if Mr. White requests a hearing, a hearing be conducted before a hearing panel, where the Chief Certification Officer and Mr. White may present evidence concerning the allegations in this Administrative Complaint, to aid the hearing panel in determining whether Mr. White's certificate should be disciplined and, if so, what discipline should be imposed.

3. Any other relief that would be just under the circumstances.

DATED this 19 day of July, 2018.



LISA COLÓN DURHAM
Chief Certification Officer

Attorney for the
Chief Certification Officer
Robert A. Berry
Deputy Attorney General
PO Box 83720
Boise, ID 83720-0010
(208) 334-2400
robert.berry@ag.idaho.gov

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20th day of July, 2018, I caused to be served a true and correct copy of the foregoing by the following method to:

Jordan White
Stanley Correctional Institution
1251 Jacobsen Rd, Suite A
Neenah, WI 54956

- U.S. Mail
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- Overnight Mail
- Facsimile:
- Email:

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Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

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- Overnight Mail
- Facsimile: (208) 854-8073
- Email: robert.berry@ag.idaho.gov
leslie.gottsche@ag.idaho.gov



Annette Schwab
Program Specialist
Idaho State Department of Education

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REQUEST FOR RELIEF

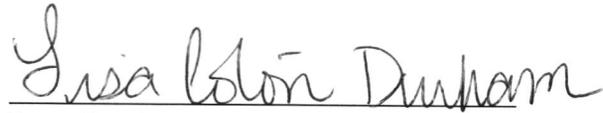
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DATED this 19 day of July, 2018.



LISA COLÓN DURHAM
Chief Certification Officer

*Attorney for the
Chief Certification Officer*
Robert A. Berry
Deputy Attorney General
PO Box 83720
Boise, ID 83720-0010
(208) 334-2400
robert.berry@ag.idaho.gov

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- Email:

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Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0010

- U.S. Mail
- Hand Delivery
- Certified Mail, Return Receipt Requested
- Overnight Mail
- Facsimile: (208) 854-8073
- Email: robert.berry@ag.idaho.gov
leslie.gottsch@ag.idaho.gov



Annette Schwab
Program Specialist
Idaho State Department of Education

NOTIFICATION OF PROCEDURAL RIGHTS

The Professional Standards Commission wishes to notify you of the following rights.

An administrative action has been initiated against your certificate(s). Under Idaho Code § 33-1209, if you wish to contest the allegations set forth in the administrative complaint, you must request a hearing. This request must be (1) made not more than 30 days after the date of service (mailing) of the administrative complaint, (2) in writing, and (3) addressed to the state superintendent of public instruction. **If you do not request a hearing or do not comply with the requirements for requesting a hearing, the allegations in this administrative complaint will be treated as admitted under Idaho Code § 33-1209(3).**

In response to this administrative complaint, you may file an answer to this administrative complaint, but you must file the answer at least 30 days prior to the day of the hearing.

You have the right to be represented by legal counsel, at your own expense, during this administrative proceeding. In addition, you are entitled to the issuance of subpoenas to compel the attendance of witnesses and the production of books, documents, and other things relevant to the proceedings.

This administrative proceeding is governed by provisions of the Idaho Code, including the Idaho Administrative Procedure Act, and by provisions of the Idaho Administrative Code, including the Idaho Rules of Administrative Procedure of the Attorney General that have been adopted by the Board of Education. You may access these laws and rules online or via the Idaho State Law Library.

To request a hearing, you must deliver your request to the following address or fax number:

Sherri Ybarra
Superintendent of Public Instruction
Re: Professional Standards Commission Hearing
650 West State Street, Room 200
P.O. Box 83720
Boise, ID 83720-0027
Telephone: (208) 332-6800
Facsimile: (208) 334-2228

The State Department of Education receives mailed or hand-delivered documents between the hours of 8:00 a.m. and 5:00 p.m. (mountain time) except Saturdays, Sundays, and holidays. The State Department of Education does permit the filing of facsimile copies of documents that do not exceed ten pages, provided that the facsimile transmission is legible and is received before 5:00 p.m. on its due date. It shall be the responsibility of the filing party to verify with the staff of the State Department of Education that any facsimile transmission is successfully received and legible in its entirety.

State of Wisconsin vs. Jordan G White

Judgment of Conviction

Sentence to Wisconsin State Prisons and Extended Supervision

Case No. 2016CF000406

Date of Birth: 09-17-1989

FILED
01-26-2018
Clerk of Circuit Court
Winnebago County, WI
2016CF000406

The defendant was found guilty of the following crime(s):

Ct.	Description	Violation	Plea	Severity	Date(s) Committed	Trial To	Date(s) Convicted
1	Child Enticement-Sexual Contact	948.07(1)	No Contest	Felony D	07-14-2016		12-12-2017
2	Use a Computer to Facilitate a Child Sex Crime	948.075(1r)	No Contest	Felony C	07-14-2016		12-12-2017
3	Cause Child 13-18 to View Sex. Activity	948.055(1)	No Contest	Felony H	07-14-2016		12-12-2017

IT IS ADJUDGED that the defendant is guilty as convicted and sentenced as follows:

Ct.	Sent. Date	Sentence	Length	Agency	Comments
1	01-25-2018	State Prison w/ Ext. Supervision	10 YR		Court does not object to Defendant's transfer for out of state incarceration.
2	01-25-2018	State Prison w/ Ext. Supervision	10 YR		
3	01-25-2018	State Prison w/ Ext. Supervision	6 YR		

Total Bifurcated Sentence Time

Ct.	Confinement Period			Comments	Extended Supervision			Total Length of Sentence		
	Years	Months	Days		Years	Months	Days	Years	Months	Days
1	5	0	0		5	0	0	10	0	0
2	5	0	0		5	0	0	10	0	0
3	3	0	0		3	0	0	6	0	0

Sentence Concurrent With/Consecutive Information:

Ct.	Sentence	Type	Concurrent with/Consecutive To Comments
1	State prison	Concurrent	to counts 2 and 3. Concurrent to any other sentence.
2	State prison	Concurrent	to counts 1 and 3. Concurrent to any other sentence.
3	State prison	Concurrent	to counts 1 and 2. Concurrent to any other sentence.

State of Wisconsin vs. Jordan G White

Judgment of Conviction

Sentence to Wisconsin State Prisons and Extended Supervision

Date of Birth: 09-17-1989

Case No. 2016CF000406

Conditions of Extended Supervision:

Obligations: (Total amounts only)

Fine	Court Costs	Attorney Fees	<input type="checkbox"/> Joint and Several Restitution	Other	Mandatory Victim/Wit. Surcharge	5% Rest. Surcharge	DNA Anal. Surcharge
	489.00			39.00	276.00		750.00

Ct.	Condition	Agency/Program	Comments
1	Costs		Defendant shall submit a payment with amount deemed appropriate by the agent on a monthly basis. If probation is revoked or discharged with outstanding financial obligations, a civil judgment shall be entered against the defendant in favor of restitution victims and/or governmental entities for the balance due. Clerk of Courts shall docket without fees. All available enforcement actions will be used to collect the debt.
1	Other		Pay all fees and costs. Follow all rules of supervision. Counseling as deemed appropriate including COMPAS Assessment. Defendant to submit DNA sample. Comply with sex offender registry and program treatment. Do not possess any explicit materials. No use of computer or internet.
2	Costs		
3	Costs		

Pursuant to §973.01(3g) and (3m) Wisconsin Statutes, the court determines the following:

The Defendant is is not eligible for the Challenge Incarceration Program.
The Defendant is is not eligible for the Substance Abuse Program.

IT IS ADJUDGED that 559 days sentence credit are due pursuant to §973.155, Wisconsin Statutes

IT IS ORDERED that the Sheriff shall deliver the defendant into the custody of the Department.

If the defendant is in or is sentenced to state prison and is ordered to pay restitution, IT IS ORDERED that the defendant authorize the department to collect, from the defendant's wages and from other monies held in the defendant's inmate account, an amount or a percentage which the department determines is reasonable for restitution to victims.

If the defendant is placed on probation or released to extended supervision, IT IS ORDERED that the defendant pay supervision fees as determined by the Department of Corrections.

State of Wisconsin vs. Jordan G White

Judgment of Conviction

Sentence to Wisconsin State
Prisons and Extended
Supervision

Case No. 2016CF000406

Date of Birth: 09-17-1989

BY THE COURT:

Electronically signed by
John A. Jorgensen, Circuit Court, Branch 5
Circuit Court Judge/Clerk/Deputy Clerk

January 26, 2018
Date

Distribution:

John A. Jorgensen, Judge
Michael J. Balskus, District Attorney
Edmund Jelinski, Defense Attorney
Defendant
Jail
DOC
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Star

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Star

STATE OF WISCONSIN }
COUNTY OF WINNEBAGO }

This document is a full, true and correct
copy of the original on file of record
in my office and has been compared by me.

Attest: March 13 2018
Melissa Pindel, Clerk
[Signature] Deputy Clerk

