

IDAHO PROFESSIONAL STANDARDS COMMISSION

In the matter of the certificate of:

Ari Davidson,

Respondent

Case No. 22110

STIPULATION

BACKGROUND

The Professional Standards Commission received an allegation of unethical conduct concerning Ari Davidson. Following an investigation, the Executive Committee of the Professional Standards Commission reviewed the information before it and determined that probable cause exists for initiating an administrative action against Ari Davidson's certificate. The Executive Committee has recommended the following Stipulation.

STIPULATION

1. This is an agreement (Stipulation) between Ari Davidson (Mr. Davidson) and the Executive Committee (the Executive Committee) of the Professional Standards Commission (the Commission).
2. If Mr. Davidson wishes to agree to this Stipulation, he must sign and return this stipulation and any attachments to the Commission by 5:00 p.m. (Mountain Time) on March 2, 2022, unless he has been granted an extension.
3. After Mr. Davidson and the Executive Committee agree to and sign this Stipulation, the Stipulation must be approved by the Commission, and the Commission must enter the attached consent order, before this Stipulation resolves the matter.
4. A signed copy of this Stipulation may be submitted via mail or fax to:

Professional Standards Commission
650 W. State St. 2nd Floor
P.O. Box 83720
Boise, ID 83720-0027
Fax: (208) 334-2228 (Attn: Professional Standards Commission)

A. STIPULATED FACTS AND LAW

5. The Commission regulates educator certification in Idaho.
6. Mr. Davidson holds the following certificate and endorsement issued under the authority of the Idaho State Board of Education:
 - a. Standard Instructional Certificate with All Subjects (K-8) endorsement, effective April 16, 2020, through August 31, 2023.
7. Mr. Davidson was employed as a Third-Grade teacher at Rolling Hills Public Charter School for the for the 2021-2022 school year.
8. Mr. Davidson entered a contract on July 1, 2021, to teach at Rolling Hills Public Charter School.
9. August 11, 2021, Mr. Davidson resigned.
10. Mr. Davidson's resignation was not accepted by the Rolling Hills Public Charter School.
11. The Executive Committee determined that probable cause exists for initiating an administrative action against Mr. Davidson for violating the following laws and rules governing educator certification:
 - a. Mr. Davidson's conduct or course of conduct willfully violated a principle of the code of ethics that was adopted by the Idaho State Board of education. Idaho Code § 33-1208(1)(j) ("Willful violation of any professional code or standard of ethics or conduct, adopted by the state board of education."). Specifically,

Mr. Davidson violated Code of Ethics Principle VIII Idaho Admin Code r. 08.02.02.076.09) (“A professional educator fulfills all terms and obligations detailed in the contract with the local board of educators or education agency for the duration of the contract.”).

12. Mr. Davidson admits that he violated the laws and rules cited in paragraph 11 and acknowledges that there is sufficient evidence to support a finding of a violation of the laws and rules cited in paragraph 11.

B. STIPULATED DISCIPLINE

13. If this Stipulation is approved by the Commission, the following discipline will be imposed by the Commission on Mr. Davidson’s certificate:

- a. A letter of reprimand will be issued.
- b. Mr. Davidson must take an approved PSC ethics course, which may not be used for renewal purposes.

14. Any costs associated with Mr. Davidson’s compliance with the terms of this Stipulation are his responsibility.

15. During the pendency of this Stipulation Mr. Davidson will comply with all laws and rules governing educator certification in Idaho.

C. PRESENTATION OF THIS STIPULATION

16. Once Mr. Davidson signs this Stipulation and timely returns it to the Commission, and the Executive Committee signs this Stipulation, the Deputy Attorney General assigned to the Commission will present this Stipulation to the Commission at the Commission's next business meeting.

17. The Commission may accept, reject, or modify the Stipulation.

18. If the Commission modifies this Stipulation, it must receive Mr. Davidson's approval on any modification before the Stipulation is effective.

D. WAIVER OF RIGHTS

19. If this Stipulation is approved by the Commission, Mr. Davidson knowingly, intelligently, and voluntarily waives the following rights:

- a. the right to a hearing;
- b. the right to confront and cross-examine witnesses;
- c. the right to present evidence or to call witnesses, or to testify at a hearing;
- d. the right to reconsideration of the Commission's orders;
- e. the right to judicial review of the Commission's orders; and
- f. other rights accorded by the Idaho Administrative Procedure Act, and the law and rules governing teacher certification in the State of Idaho.

20. If this Stipulation is approved by the Commission, the Commission may impose discipline upon Mr. Davidson's certificate without further process.

21. By signing this Stipulation, Mr. Davidson agrees to waive any requirement for a hearing under Idaho Code § 33-1209(3) to be conducted within 90 days of a request for a hearing. This waiver applies to any hearing request made before the Commission ultimately rejects this Stipulation (if it does) or before Mr. Davidson ultimately rejects a modified stipulation (if Mr. Davidson does). If the Commission ultimately rejects this Stipulation or if Mr. Davidson ultimately rejects a modified stipulation, and Mr. Davidson has requested a hearing, the 90-day hearing timeframe will begin from the ultimate rejection.

E. GENERAL ACKNOWLEDGMENTS

22. This Stipulation contains the entire agreement between the parties, and Mr. Davidson is not relying on any other agreement or representation, whether verbal or written.

23. This Stipulation, if approved by the Commission, or modified and approved, resolves a contested case. If approved, the Stipulation, consent order, and any attachment are public records. And if approved, the Commission may make available through its or the State Department of Education's website a copy of the Stipulation, consent order, and any attachment: and may report any discipline to the national clearinghouse for teacher certification.


24. Mr. Davidson agrees that he has read this Stipulation, has had the opportunity to discuss it with legal counsel, if he so chose, and understands that by signing below, he will be agreeing to the terms of this Stipulation.

SIGNATURES

Respondent

The Respondent, Ari Davidson, agrees to this Stipulation.

DATED this 1 day of March, 2022.

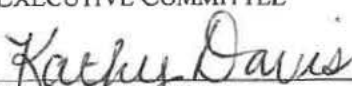


Ari Davidson
Respondent

Executive Committee

The Executive Committee recommends that the Commission enter an Order based upon this Stipulation.

DATED this 7 day of April, 2022.

IDAHO PROFESSIONAL STANDARDS COMMISSION
EXECUTIVE COMMITTEE


Kathy Davis, Member

IDAHO PROFESSIONAL STANDARDS COMMISSION

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Ari Davidson,

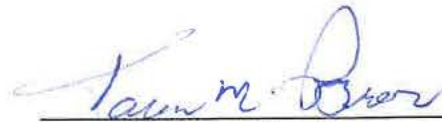
Respondent

Case No. 22110

CONSENT ORDER

The Professional Standards Commission orders that the Stipulation, entered between Ari Davidson and the Executive Committee, is adopted as the informal disposition of this case, as permitted under Idaho Code § 67-5241. It will be effective on the 7th day of April, 2022. The discipline listed in the Stipulation is imposed on Ari Davidson's certificates under Idaho Code §§ 33-1208 and 33-1209. This is a final agency order, and Ari Davidson has waived the right of judicial review.

IDAHO PROFESSIONAL STANDARDS COMMISSION



Steve Copmann, Member



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of April, 2022, I caused to be served a true and correct copy of the foregoing by the following method to:

Ari Davidson, Respondent



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

*Attorney for the
Chief Certification Officer*
Robert A. Berry
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

Annette Schwab
Program Specialist
Idaho State Department of Education



STATE OF IDAHO
PROFESSIONAL STANDARDS COMMISSION
STATE DEPARTMENT OF EDUCATION
PO BOX 83720
BOISE, IDAHO 83720-0027

OFFICE
650 W State Street
PHONE
(208) 332-6884
FAX
(208) 334-2228
SPEECH/HEARING IMPAIRED
(800) 377-3529

RE: Ari Davidson
Professional Standards Commission Case No. 22110

LETTER OF REPRIMAND

The Professional Standards Commission issues a formal reprimand to Ari Davidson.

The Executive Committee found that probable cause existed to warrant the filing of an administrative complaint against Mr. Davidson's certificate by the Chief Certification Officer. Mr. Davidson entered stipulated discipline. The full Professional Standards Commission considered the case and adopted the discipline recommended by the Executive Committee, which was incorporated into the stipulated discipline. Accordingly, a letter of reprimand is now issued based upon Mr. Davidson breaching his teaching contract, a violation of Code of Ethics Principle VIII. The Chief Certification Officer is directed to issue and place this letter of reprimand in Mr. Davidson's certification file.

Dated this 12 day of April, 2022.

IDAHO STATE DEPARTMENT OF EDUCATION

Bethani Studebaker, Chief Certification Officer

c: Robert A. Berry, Attorney for the Chief Certification Officer