

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the Voluntary)
Surrender of the Educator)
Certificate of Alex C. Bailey)
Certificate 238471)
_____)

**CONSENT ORDER OF
PERMANENT VOLUNTARY
SURRENDER**

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on September 13, 2016. On July 19, 2016, the South Carolina Department of Education (SCDE) was informed that Mr. Bailey had agreed to permanently surrender his South Carolina educator certificate as part of an agreement with the Seventh Circuit Solicitor's Office. Mr. Bailey's attorney has notified the SCDE that Mr. Bailey has agreed to waive notice and his right to a hearing in this matter. Mr. Bailey has agreed to enter into a Consent Order of Permanent Voluntary Surrender of his educator certificate 238471, effective September 13, 2016.

Alex C.
Bailey
238471

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Date

FINDINGS OF FACT

The State Board has jurisdiction in this matter pursuant to S.C. Code Ann. § 59-25-150 (2004) and S.C. Code Ann. § 59-25-160 (2004).

Mr. Bailey holds a professional South Carolina educator certificate and has over seven years of teaching experience. He has no prior record of disciplinary action with the State Board. Mr. Bailey had been employed by the Cherokee County School District (District) since 2008 as a coach and physical education teacher at Blacksburg High School (School). The District placed Mr. Bailey on administrative leave during an investigation concerning allegations of his inappropriate conduct and inappropriate relationship with a female student at the School. On February 10, 2016, Mr. Bailey resigned from the District.

Mr. Bailey's attorney has informed the SCDE that Mr. Bailey desires to waive notice and his right to a hearing and enter into a Consent Order of Permanent Voluntary Surrender of his educator certificate 238471, effective September 13, 2016. This order

will be part of an agreement Mr. Bailey is entering into with the Seventh Circuit Solicitor's Office.

Mr. Bailey agrees to the permanent surrender of his South Carolina educator certificate 238471 subject to the following conditions: (1) his educator certificate will become permanently invalid and permanently revoked immediately upon the approval by the State Board of the Consent Order of Permanent Voluntary Surrender; (2) he has waived his right to notice and a hearing and understands that the terms set forth are not subject to reconsideration, collateral attack or judicial review; and (3) he understands that the permanent surrender of his educator certificate will be reported to all school districts in South Carolina and the NASDTEC Clearinghouse as a permanent voluntary surrender and permanent revocation.

CONCLUSIONS OF LAW

"The South Carolina Board of Education may, for just cause, revoke or suspend the certificate of any person." S.C. Code Ann. § 59-25-150 (2004); S.C. Code Ann. § 59-25-160 (2004). Just cause includes "unprofessional conduct, immorality, and evident unfitness for position for which employed." S.C. Code Ann. § 59-25-160 (2004); 2 S.C. Code Regs 43-58 (2011). The State Board finds that the evidence presented by the SCDE demonstrates that Mr. Bailey engaged in unprofessional conduct, immorality, and demonstrated evident unfitness for position for which employed as a result of his inappropriate conduct and inappropriate relationship with a female student enrolled at the School.

The evidence presented supports the State Board's decision to accept the consent order of permanent voluntary surrender of educator certificate 238471, issued under the name of Alex C. Bailey, and to permanently revoke and render permanently invalid Mr. Bailey's educator certificate effective September 13, 2016.

Now, therefore, it is ordered that the Consent Order of Permanent Voluntary Surrender is accepted and the educator certificate of Alex C. Bailey, certificate 238471, is hereby declared permanently invalid and permanently revoked. The permanent voluntary surrender and revocation of the educator certificate of Alex C. Bailey, certificate 238471 shall be reported to the NASDTEC Clearinghouse and all South Carolina school districts within thirty days from the date of this order.

Alex C.
Bailey
238471

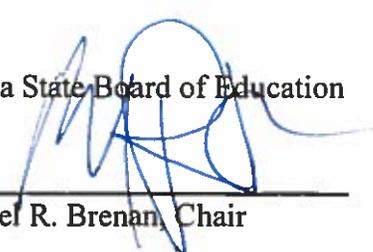
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Date

AND IT IS SO ORDERED.

South Carolina State Board of Education

By:



Michael R. Brennan, Chair

Columbia, South Carolina
September 13, 2016

I, Alex C. Bailey, S.C. Educator Certificate 238471, understand there has been an investigation concerning alleged violations of the laws and regulations governing the practice of education certificate holders and that I have waived my right to a hearing in this matter. I understand that the terms set forth in this Consent Agreement are not subject to reconsideration, collateral attack or judicial review; and I hereby freely, knowingly and voluntarily permanently surrender my educator certificate to the South Carolina State Board of Education. I hereby acknowledge that this permanent surrender shall have the same effect as a permanent revocation of my certificate. I knowingly forfeit and relinquish all right, title and privilege of holding myself out as and being able to practice as an educator in the public schools in the State of South Carolina. I agree that I will not serve as a volunteer or be employed as an educator, paraprofessional, aide, substitute teacher, band teacher, coach, or in any other position in a public school in the State of South Carolina. I agree to the proposed Consent Order of Permanent Voluntary Surrender, consisting of three pages, and understand that this Order will be presented to the South Carolina State Board of Education on September 13, 2016.



Alex C. Bailey

8-3-16
Date