

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the Suspension	)	
	)	
Of the Educator Certificate of	)	CONSENT ORDER OF
	)	SUSPENSION
Davis Carlton Reed	)	
	)	
<u>Educator Certificate 238679</u>	)	

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on June 11, 2019. On March 26, 2019, the South Carolina Department of Education (SCDE) sent notice via regular and certified mail, return receipt requested, to Davis Carlton Reed concerning the pending action against his educator certificate 238679. After Mr. Reed received the notice, his attorney contacted the SCDE to request a hearing. Prior to the scheduling of a hearing in this matter, Mr. Reed agreed to waive his right to a hearing and enter into a Consent Order of Suspension of the Elementary Principal certification area of his South Carolina educator certificate 238679 for a one year period. Mr. Reed further agrees to successfully complete the NASDTEC prevention and correction course prior to requesting reinstatement of the Elementary Principal area of his educator certificate. After considering the evidence presented, the State Board voted to accept the Consent Order of Suspension of Mr. Reed's Elementary Principal area of his educator certificate for a period of one year commencing on June 11, 2019, and ending on June 9, 2020.

Davis Carlton Reed 238679 s/DCR
Initial 5/20/19
Date

FINDINGS OF FACT

Davis Carlton Reed holds a valid South Carolina professional educator certificate and has over eleven years of educator experience. Mr. Reed has no prior record of disciplinary action with the State Board. Mr. Reed was employed by the South Carolina Charter School District (District) as an assistant principal at East Point Academy (School).

On December 12, 2018, the Head of School contacted the SCDE regarding a recent School investigation into whether Mr. Reed engaged in a consensual sexual encounter with an adult female subordinate with whom he was in a supervisory role. During the school investigation, Mr. Reed conceded he engaged in a consensual sexual encounter with a subordinate off school grounds and that he was in a supervisory relationship with the subordinate at that time. Mr. Reed advised that after the encounter, he attempted to distance

himself and minimize contact professionally and personally with the subordinate. As a result, there was an appearance of an adverse effect on Mr. Reed's professional relationship with the subordinate and his duties as an assistant principal. Following the School's investigation, Mr. Reed resigned his position as an assistant principal effective November 28, 2018.

Mr. Reed has agreed to waive his right to a hearing and to resolve this disciplinary matter by entering into an alternate resolution to the action against his educator certificate. Mr. Reed agrees that the Elementary Principal area of his educator's certificate will be suspended for a period of one year. Mr. Reed further agrees to successfully complete the NASDTEC prevention and correction course within six months. After considering the evidence presented, the State Board voted to accept the Consent Order of Suspension with the terms set forth above.

CONCLUSIONS OF LAW

"The South Carolina Board of Education may, for just cause, either revoke or suspend the certificate of any person." S.C. Code Ann. § 59-25-150 (Rev. 2016); S.C. Code Ann. § 59-25-160 (2016). Just cause includes unprofessional conduct. S.C. Code Ann. § 59-25-160 (2016); 24 S.C. Code Regs. 43-58 (2016). The State Board finds that the evidence presented demonstrates that Mr. Reed engaged in unprofessional conduct by engaging in an inappropriate relationship with a subordinate that adversely affected their professional relationship and his duties as an assistant principal. The State Board further finds that just cause exists for the suspension of Mr. Reed's Elementary Principal area of his educator certificate for a period of one year, commencing on June 11, 2019, and ending on June 9, 2020. This suspension does not apply to the Elementary Teacher area of Mr. Reed's educator certificate, which is in good standing as of the date of this order. Mr. Reed is further required to successfully complete the NASTEC prevention and correction course within the next six months.

Now, therefore, it is hereby ordered that the Elementary Principal area of Davis Carlton Reed, educator certificate 238679, is suspended for a period of one year commencing on June 11, 2019, and ending on June 9, 2020.

Davis Carlton Reed 238679 s/DCR
Initial 5/20/19
Date

If Mr. Reed wishes to have the Elementary Principal area of his certificate reinstated at the conclusion of the period of suspension, he shall make a written request to the SCDE's Office of Educator Services. Mr. Reed shall be responsible for meeting all certification requirements in effect at the time he requests reinstatement and for the payment of any applicable reinstatement fees. Mr. Reed shall also provide the SCDE proof of successful completion of the NASDTEC prevention and correction course within the next six months. The suspension of Mr. Reed's educator certificate shall be reported to the NASDTEC Clearinghouse and all South Carolina school districts within thirty days from the date of this order.

AND IT IS SO ORDERED.

South Carolina State Board of Education

By: s/Del-Gratia Jones
Del-Gratia Jones, Chair

Columbia, South Carolina
June 11, 2019

I, Davis Carlton Reed, SC Educator Certificate 238679, understand there has been an investigation concerning alleged violations of the laws and regulations governing the practice of educator certificate holders and that I have waived my right to a hearing in this matter. I agree to successfully complete the NASDTEC prevention and correction course within the next six months. I understand the terms set forth in this Consent Order of Suspension are not subject to reconsideration, collateral attack or judicial review. I agree to the terms of this Consent Order of Suspension, consisting of three pages, and understand that this Order will be presented to the State Board for approval on June 11, 2019. I understand this Order will not become effective until approved by the State Board and, if not approved, it shall not constitute an admission against interest in this proceeding or prejudice the right of the State Board to adjudicate this matter. I agree not to serve in any administrative capacity at a South Carolina Public School during the term of my suspension. If approved by the State Board, I give the SCDE permission to use my electronic signature in the style of "/S/ name" for required website publication.

s/Davis Reed
Davis Carlton Reed

5/20/19
Date