

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the Permanent)
Voluntary Surrender and Revocation)
of the Educator Certificate of)
Marlin P. Pryor,)
Certificate 164201)

**CONSENT ORDER OF
PERMANENT
VOLUNTARY SURRENDER**

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on March 12, 2019. On August 10, 2018, Marlin P. Pryor, through his legal representation, informed the South Carolina Department of Education (SCDE) that he desired to waive his right to a hearing and enter into a Consent Order of Permanent Voluntary Surrender of his educator certificate 164201, effective March 12, 2019. After considering the evidence provided, the State Board has agreed to accept the Consent Order of Permanent Voluntary Surrender for Marlin P. Pryor, effective March 12, 2019.

FINDINGS OF FACT

Mr. Pryor 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. Pryor was employed by the Berkeley County School District (District) for the 2017-2018 school year.

On March 15, 2016, Mr. Pryor pled guilty to common law assault and battery of a high and aggravated nature. Mr. Pryor did not inform the District of the charge on his job application, submitted June 23, 2017. The District was later notified through the media and Mr. Pryor resigned from the District.

Mr. Pryor has informed the SCDE that he no longer wishes to serve as a teacher in South Carolina. He agrees to the permanent surrender of his South Carolina educator certificate 164201 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 Order of Permanent Voluntary Surrender; (2) he has waived his right to 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

Marlin
P. Pryor
164201

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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 (2016); S.C. Code Ann. § 59-25-160 (2016). Just cause includes "unprofessional conduct." S.C. Code Ann. § 59-25-160 (2016); 2 S.C. Code Regs 43-58 (2016). The State Board finds that Marlin P. Pryor has committed an act of unprofessional conduct by pleading guilty to Assault and Battery of a High and Aggravated Nature and failing to disclose this charge on his employment application, and that just cause exists to accept the permanent voluntary surrender of Mr. Pryor's South Carolina educator certificate.

Mr. Pryor does not oppose and accepts the State Board's decision to approve the Order of Permanent Voluntary Surrender of his educator certificate 164201, issued under the name of Marlin P. Pryor, and accepts the permanent revocation and the rendering of permanent invalidity of his educator certificate, effective March 12, 2019.

Now, therefore, it is ordered that the Consent Order of Permanent Voluntary Surrender is accepted and the educator certificate of Marlin P. Pryor, certificate 164201, is hereby declared permanently invalid and permanently revoked. The permanent voluntary surrender and permanent revocation of the educator certificate of Marlin P. Pryor, certificate 164201, 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:

Del-Gratia Jones
Del-Gratia Jones, Chair

Columbia, South Carolina
March 12, 2019

(Signature page attached.)

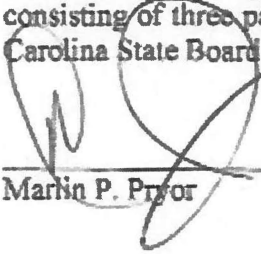
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I, Marlin P. Pryor, S.C. Educator Certificate 164201, understand there has been an investigation concerning alleged violations of the laws and regulations governing the practice of education certificate holders and that I have waived my right to a hearing in this matter. I understand that the terms set forth in this Consent Order of Permanent Voluntary Surrender 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 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 understand the term 'public school' includes any public charter school. I agree to the proposed Consent Order of Permanent Voluntary Surrender, consisting of three pages, and understand that this Consent Order will be presented to the South Carolina State Board of Education on March 12, 2019.



Marlin P. Pryor

2/7/2019
Date