

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the Voluntary)
Surrender of the Educator)
Certificate of Nathaniel Miller)
Certificate 203712)

**CONSENT ORDER OF
PERMANENT VOLUNTARY
SURRENDER**

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on November 10, 2011. On September 22, 2011, the South Carolina Department of Education (SCDE) received information that Dr. Nathaniel Miller had been indicted by the State Grand Jury on November 16, 2010, on charges of embezzlement, forgery, criminal conspiracy and obtaining signature or property by false pretenses and that Dr. Miller was planning to enter a guilty plea to these charges before the court on October 4, 2011. On September 23, 2011, SCDE legal counsel contacted Dr. Miller's counsel to inquire whether Dr. Miller desired to waive his right to a disciplinary hearing and permanently surrender his South Carolina educator certificate 203712. Dr. Miller's counsel informed the SCDE that Dr. Miller had agreed to waive his right to a hearing and had agreed to enter into this Consent Order of Permanent Voluntary Surrender. After considering the evidence presented, the State Board voted to accept the permanent voluntary surrender of Dr. Miller's educator certificate 203712.

Nathaniel
Miller
203712

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10/18/11
Date

FINDINGS OF FACT

Dr. Miller holds a professional educator certificate and has over fifteen years of teaching experience. Dr. Miller was previously employed as the Superintendent of Marion School District Two (District), from 2006 until he resigned on January 16, 2010, during a State Grand Jury investigation into public corruption in the District. On January 13, 2010, the District had placed Dr. Miller on administrative leave. On January 19, 2010, the District's Board of Trustees accepted Dr. Miller's resignation.

On September 22, 2011, the SCDE received information that Dr. Miller had been indicted by the State Grand Jury on November 16, 2010, on charges of embezzlement, forgery, criminal conspiracy and obtaining signature or property by false pretenses and that Dr. Miller was planning to enter a guilty plea with respect to these charges before the

court on October 4, 2011. On September 23, 2011, SCDE legal counsel contacted Dr. Miller's counsel to inquire whether Dr. Miller desired to waive his right to a disciplinary hearing involving his South Carolina educator certificate and permanently surrender his South Carolina educator certificate 203712. Dr. Miller's counsel informed the SCDE that Dr. Miller had agreed to waive his right to a hearing and had agreed to enter into this Consent Order of Permanent Voluntary Surrender. On October 4, 2011, Dr. Miller plead guilty to one count of forgery and five counts of embezzlement. Dr. Miller has acknowledged that his conduct was unprofessional, dishonest and that he committed crimes against the law of this state. After considering the evidence presented, the State Board voted to accept the permanent voluntary surrender of Dr. Miller's educator certificate 203712.

Dr. Miller agrees to the permanent surrender of his South Carolina educator certificate 203712 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 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 districts in South Carolina and the NASDTEC Clearinghouse as a permanent voluntary surrender and permanent revocation with the reason stated as "unprofessional conduct, dishonesty and crimes against the law of this state."

Nathaniel
Miller
203712

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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, dishonesty and crimes against the law of this state." S.C. Code Ann. § 59-25-160 (2004); 24 S.C. Code Regs 43-58 (Supp. 2010). The State Board finds that the evidence presented by the SCDE demonstrates that Dr. Miller engaged in unprofessional conduct, dishonesty and crimes against the law of this state by engaging in a criminal conspiracy and forgery, embezzling money, and obtaining signatures or property by false pretenses. The evidence presented supports the State Board's decision to accept the permanent voluntary surrender of educator certificate 203712, issued under the name of Nathaniel Miller, and to permanently revoke and render permanently invalid Dr. Miller's educator certificate effective November 10, 2011.

Now, therefore, it is ordered that the Consent Order of Permanent Voluntary Surrender is accepted and the educator certificate of Nathaniel Miller, certificate 203712, is hereby declared permanently invalid and permanently revoked. The permanent voluntary surrender and revocation of the educator certificate of Nathaniel Miller, certificate 203712 shall be reported to the NASDTEC Clearinghouse and all South Carolina school districts within thirty days from the date of this order with the reasons stated as "unprofessional conduct, dishonesty and crimes against the law of this state."

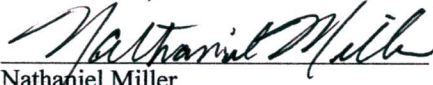
AND IT IS SO ORDERED.

South Carolina State Board of Education

By: 
Gerrita Postlewait, Chair

Columbia, South Carolina
November 10, 2011

I, Nathaniel Miller, S.C. Educator Certificate 203712, 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; 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 five pages, and understand that this Order will be presented to the South Carolina State Board of Education on November 10, 2011.


Nathaniel Miller

Date OCT 18, 2011