

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the
Disciplinary Action of the
Educator Certificate of
David Herman Williams
Certificate 288449

CONSENT ORDER OF PERMANENT
VOLUNTARY SURRENDER

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on April 12, 2022. On December 1, 2021, the South Carolina Department of Education (SCDE) sent a notice letter to David Herman Williams regarding the possible suspension or revocation of his South Carolina educator certificate. Mr. Williams has agreed to waive his right to a hearing and enter into a Consent Order of Permanent Voluntary Surrender of his educator certificate 288449, effective April 12, 2022. After considering the evidence provided, the State Board has agreed to accept the Consent Order of Permanent Voluntary Surrender of Mr. Williams' educator certificate 288449, effective April 12, 2022.

FINDINGS OF FACT

Mr. Williams holds an expired South Carolina educator certificate. He has no prior discipline history in South Carolina and has over six years of educator experience.

On November 3, 2020, the SCDE learned that Mr. Williams' Florida educator certification had been permanently revoked by the Florida Education Practices Commission (FEPC). The Florida revocation followed an allegation of inappropriate discipline of a student. According to the final order, Mr. Williams was not present for the Florida administrative hearing.

Mr. Williams has agreed to waive his right to a hearing and to surrender his South Carolina educator certificate 288449, subject to the following conditions: (1) his educator certificate will become invalid and revoked immediately upon the approval by the State Board of the Consent 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,

David Herman Williams
288449
s/DW
Initial
3/24/22
Date

collateral attack or judicial review; and (3) he understands that the surrender of his educator certificate will be reported to all school districts in South Carolina and the NASDTEC Clearinghouse as a voluntary surrender and revocation.

After considering the evidence presented, the State Board voted to accept the Consent Order of Permanent Voluntary Surrender of David Herman Williams, educator certificate 288449, effective April 12, 2022.

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 (2017); S.C. Code Ann. § 59-25-160 (2017). Just cause includes “unprofessional conduct, crime against the law of this state or the United States, immorality, any conduct involving moral turpitude, and evident unfitness for the position for which one is employed.” S.C. Code Ann. § 59-25-160 (2017); 2 S.C. Code Regs 43-58 (2017).

The State Board finds that Mr. Williams, a South Carolina educator reported for allegations of inappropriate discipline against a student in Florida, has committed acts of unprofessional conduct and that just cause exists to accept the permanent voluntary surrender of Mr. Williams’ South Carolina educator certificate.

Now, therefore, it is ordered that the Consent Order of Permanent Voluntary Surrender is accepted and the educator certificate of David Herman Williams, certificate 288449, is hereby declared invalid and revoked. The voluntary surrender and revocation of the educator certificate of David Herman Williams, certificate 288449, shall be reported to the NASDTEC Clearinghouse and all South Carolina school districts within thirty days from the date of this order.

David Herman Williams
288449
s/DW
Initial
3/24/22
Date

David Herman Williams, Certificate 288449
Consent Order of Voluntary Surrender
April 12, 2022
Page 3 of 3

AND IT IS SO ORDERED.

South Carolina State Board of Education

s/Alan Walters

Alan Walters, Chair

Columbia, South Carolina
April 12, 2022

I, David Herman Williams, S.C. Educator Certificate 288449, 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 surrender my educator certificate to the South Carolina State Board of Education. I hereby acknowledge that this surrender shall have the same effect as a 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 a certified educator in a public school in the State of South Carolina. I understand the term 'public school' includes any public charter school, but does not include any private 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 April 12, 2022. I understand this Consent 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. 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/ David Herman Williams
David Herman Williams

3/24/2022
Date