

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the
Disciplinary Action of the
Educator Certificate of
Ron Stephen McKie, Jr.
Certificate 251580

**ORDER OF SUSPENSION
(BREACH OF CONTRACT)**

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on March 14, 2023. On March 22, 2022, and October 17, 2022, the South Carolina Department of Education (SCDE) sent Ron Stephen McKie, Jr. a notice via regular and certified mail of his right to a hearing regarding the possible suspension of his South Carolina educator certificate. The SCDE has verified Mr. McKie's address and the letter sent via regular mail has not been returned. On February 16, 2023, the SCDE informed Mr. McKie via regular mail that the State Board would meet on March 14, 2023, or as soon thereafter as is feasible, to consider action against his educator certification. Under the South Carolina Rules of Civil Procedure 5(b), Mr. McKie, has been given fair notice of constitutional due process. He has not contacted the SCDE to request a hearing and is now in default.

After considering the evidence presented, the State Board voted to suspend Mr. McKie's educator certificate for a period of one year, commencing March 14, 2023, and ending on March 13, 2024.

FINDINGS OF FACT

This case concerns a formal complaint of Lexington County School District Three (District) seeking the suspension of the educator certificate of Mr. McKie for breach of contract. The State Board has jurisdiction in this matter pursuant to S.C. Code Ann. § 59-25-150 (2020) and S.C. Code Ann. § 59-25-530 (2020).

On April 20, 2021, Mr. McKie signed a contractual agreement with the District to serve as an educator for the 2021-22 school year. On February 22, 2022, Mr. McKie submitted his resignation to the District, effective March 4, 2022. He did not provide a reason for his resignation. On February 22, 2022, the District informed Mr. McKie he

would not be considered for release from his contract until a suitable replacement was found. He did not return to fulfil his contract. The District Board voted to report Mr. McKie's breach of contract to the SCDE on March 8, 2022. The District reported the matter to the SCDE on March 17, 2022.

After considering the evidence, the State Board finds that the evidence presented demonstrates that Mr. McKie breached his contract with the District, and that just cause exists to suspend Mr. McKie's certificate 251580 for a period of one year, commencing on March 14, 2023, and ending on March 13, 2024.

CONCLUSIONS OF LAW

"The South Carolina Board of Education may, for just cause, either revoke or suspend the certificate of any person." Just cause includes, *inter alia*, "unprofessional conduct" and "willful violation of the rules and regulations of the State Board of Education." S.C. Code Ann. § 59-25-160 (3) and (4) (2020). Pursuant to 24 S.C. Code Regs. 43-58 (2) and (14) (2021), the State Board of Education has the legal authority to suspend a certificate for "failure to comply with the provision of a contract without the written consent of the local school board." With respect to breach of contract, "any teacher who fails to comply with the provisions of his [or her] contract without written consent of the school board shall be deemed guilty of unprofessional conduct." S. C. Code Ann. § 59-25-530 (2020). "Upon formal complaint of the school board, substantiated by conclusive evidence, the state board shall suspend or revoke the teacher's certificate, for a period not to exceed one calendar year." *Id.*

The State Board finds that the evidence presented demonstrates that Mr. McKie breached his contract without the consent and/or approval of the District. Accordingly, the evidence presented supports the State Board's determination that just cause exists to suspend the educator certificate of Ron Stephen McKie, Jr. for a period of one year, commencing on March 14, 2023, and ending on March 13, 2024.

If Mr. McKie wishes to have his educator certificate reinstated at the end of the suspension period, he shall make a written request to the SCDE's Office of Educator

Ron Stephen McKie, Jr., 251580
ORDER OF SUSPENSION
March 14, 2023
Page 3 of 3

Services and shall meet all certification requirements in effect at the time he requests reinstatement. Mr. McKie shall also pay the applicable reinstatement fee. The suspension of Mr. McKie's educator certificate 251580 shall be reported to the NASDTEC Clearinghouse and all South Carolina school districts within thirty days from the date of this order, with the reason stated as "unprofessional conduct, breach of contract, willful neglect of duty, and failure to comply with the provisions of a contract without the written consent of the local school board."

AND IT IS SO ORDERED.

South Carolina State Board of Education

s/Crystal F. Stapleton, Ed.D.
Crystal F. Stapleton, Chair

Columbia, South Carolina
March 14, 2023