

STATE BOARD MEETING DATE

December 2, 2013

SUBJECT: Consideration of Certificate Surrender of **Robert Richard Brush**, Case No. **C-2013-048**

SUBMITTED BY: Charles Easaw, Chief Investigator, Investigative Unit, State Board of Education

MANAGEMENT TEAM REVIEW: November 14, 2013

BACKGROUND INFORMATION:

Robert Richard Brush held a Provisional Career and Technical Education – Business & Marketing certificate which expired on July 30, 2013.

On May 20, 2013, the Investigative Unit of the State Board of Education (“Board”) learned that Mr. Brush was arrested on suspicion of having an inappropriate sexual and romantic relationship with a female student. Subsequently, the Investigative Unit requested and obtained Mr. Brush’s arrest record from the Arizona Department of Public Safety. The arrest record confirmed that on May 16, 2013, Mr. Brush was arrested on a charge for sexual misconduct with a minor.

On September 16, 2013, the Pima County Attorney’s Office dismissed the charge without prejudice due to insufficient evidence to convict. The decision was made, in part, due to the alleged victim’s unwillingness to speak with law enforcement detectives.

On October 4, 2013, the Investigative Unit notified Mr. Brush of the intent of the Board to file a complaint seeking disciplinary action against his expired teaching certificate*. After discussing the matter with his attorney, Mr. Brush chose to surrender his teaching certificate.

On October 17, 2013, the Investigative Unit received Mr. Brush’s affidavit in which he surrendered his teaching certificate.

**A.R.S. §15-203(B)(5) provides that the State Board of Education may impose disciplinary action after the suspension or expiration of a certificate.*

BOARD ACTION REQUESTED: [] INFORMATION [X] ACTION/DESCRIBED BELOW:

That the Board **accepts the voluntary surrender** of Robert Richard Brush’s teaching certificate and that all states and territories be so notified.

ATTACHMENTS: YES [X] NO []