

BEFORE THE GOVERNING BOARD
OF THE ALPINE COUNTY UNIFIED SCHOOL DISTRICT

In The Matter Of The Accusation Against:

DEIDRE WALLACE¹

Respondent.

OAH No. N2005030131

PROPOSED DECISION

Karl S. Engeman, Administrative Law Judge, Office of Administrative Hearings, State of California, heard this matter on April 11, 2005, in Woodfords, California.

Allen R. Vinson, Attorney at Law, represented the Superintendent of the Alpine County Unified School District.

Lesley Beth Curtis, Attorney at Law, represented respondent.

Evidence was received by way of stipulation only and the matter was submitted on April 11, 2004.

FACTUAL FINDINGS

1. James W. Parsons, Ed.D, is the Superintendent of the Alpine County Unified School District. He made the Accusation in his official capacity.

2. At the administrative hearing, the parties, through counsel, agreed that this matter shall be resolved by the terms of the following stipulation:

A. Respondent is employed by the District as a probationary certificated employee and first rendered paid service on August 26, 2004.

¹ There were two other named respondents in the initial Accusation. One notice was rescinded by the District and the other respondent did not request a hearing.

B. Respondent shall be placed on the 24-month reemployment list pursuant to Education Code section 44957.

C. If respondent is reemployed during the 24-month rehire period, she shall be placed on the Certificated Salary Schedule at year three.

D. If funding is restored for the American Indian Early Childhood Education Coordinator position, the District shall only be obligated to provide a part-time position based on the salary paid to the teacher in the position and the grant funds provided. The District need not provide additional District funds to fund this position.

E. If the American Indian Early Childhood Education Coordinator position is funded through a grant, the District shall first offer the position to certificated employees on the rehire list who are credentialed and competent to serve in the position.

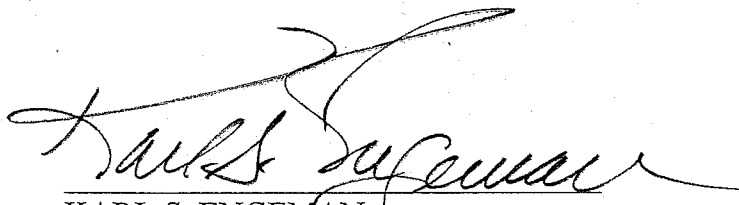
F. Respondent will not assert any claim for back wages for any employment she has had with the District prior to the 2005-2006 school year.

ORDER

1. This matter shall be resolved strictly in accordance with the above-recited stipulation between the parties.

2. While not expressly stated in the stipulation, if the Governing Board does not adopt the Proposed Decision as written, the stipulation shall be null and void and respondent shall retain all her rights to a hearing in accordance with Education Code sections 44949 and 44955 and incorporated provisions of the Administrative Procedure Act.

Dated: April 25, 2005


KARL S. ENGEMAN
Administrative Law Judge
Office of Administrative Hearings