

**BEFORE THE ARKANSAS STATE BOARD OF EDUCATION  
DECEMBER 8, 2016**

**FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER  
IN RE MICHAEL DAVID SHEDD, PLSB CASE NO. 16-156**

At its regular meeting on December 8, 2016, the Arkansas State Board of Education (“Board”) accepted the recommendation of the Professional Licensure Standards Board Ethics Subcommittee (“Ethics Subcommittee”) for disciplinary action against the teaching license of Michael David Shedd (“Educator Shedd”). Based upon Educator Shedd’s acceptance of the Ethics Subcommittee’s recommendation and the evidence presented, in accordance with the Administrative Procedure Act, Ark. Code Ann. § 25-15-101 et seq., the Board hereby states as follows:

**I. Findings of Fact:**

- a. The Arkansas Department of Education issued Educator Shedd has a teaching license issued on July 15, 2015, valid through December 31, 2019.
- b. The Ethics Subcommittee received an allegation that Educator Shedd violated the Arkansas Department of Education Rules Governing the Code of Ethics for Arkansas Educators (“Code of Ethics”) promulgated pursuant to Ark. Code Ann. §§ 6-17-422 and 6-17-428.
- c. On June 3, 2016, the Ethics Subcommittee authorized an investigation into the allegation that Educator Shedd violated Standards 1 and 2: 1. An educator maintains a professional relationship with each student, both in and outside the classroom. 2. An educator maintains competence regarding his or her professional practice inclusive of skills, knowledge, dispositions, and responsibilities relating to his or her organizational position.
- d. On June 9, 2016, Educator Shedd was notified of the Ethics Subcommittee’s authorization to investigate this allegation.

e. On October 7, 2016, after considering the investigator's report and evidence, the Ethics Subcommittee unanimously found reasonable belief that Educator Shedd violated Standards 1 and 2 when he:

- Inappropriately tied a student to a chair or similar.

The Ethics Subcommittee recommended that the Board issue Educator Shedd a written warning; require him to complete training through ArkansasIDEAS, specifically, IAD14491 *Classroom Management: Managing Challenging Behavior*; submit a written reflection to the PLSB office, addressing how the training will impact his future interaction with students and classroom management; require both the the training and written reflection to be completed within sixty (60) days of the Board's final order; and Educator Shedd is responsible for all associated costs. The training will be in addition to any training required by the Arkansas Department of Education or the school district.

f. On October 11, 2016, Educator Shedd was notified of the Ethics Subcommittee's reasonable belief determination and recommendation by certified and regular mail.

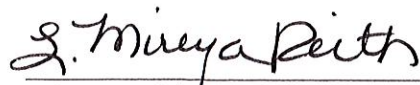
g. On October 23, 2016, Educator Shedd accepted the Ethics Subcommittee's recommendation, thereby waiving his right to any further notice, hearing, or any other rights he might have under the Administrative Procedure Act, including those rights set forth in Ark. Code Ann. §§ 25-15-211 and 25-15-212.

h. At today's meeting, the Ethics Subcommittee's recommendation and supporting documentation were presented to the Board as part of its consent agenda.

## II. Conclusions of Law:

- a. Upon consideration of the evidence presented at the meeting and pursuant to Ark. Code Ann. §§ 6-11-105, 6-17-401, 6-17-422, 6-17-428, and 25-15-201 et seq., and the Code of Ethics, the Board adopts the Ethics Subcommittee's recommendation.
- b. Accordingly, the Board admonishes Educator Shedd for his violation of the Code of Ethics, issues a written warning, requires him to complete training through ArkansasIDEAS, specifically, IAD14491 *Classroom Management: Managing Challenging Behavior*; requires that he submit a written reflection to the PLSB office addressing how the training will impact his future interaction with students and classroom management; requires the training and written reflection to be completed within sixty (60) days of the Board's final order; and Educator Shedd is responsible for all associated costs. The training will be in addition to any training required by the Arkansas Department of Education or the school district.
- c. Educator Shedd is cautioned that further violations of the Code of Ethics may result in more severe discipline, including permanent revocation of his license.
- d. This order shall remain for two (2) years in Educator Shedd's professional licensure file, but shall remain permanently in the confidential files of the Professional Licensure Standards Board.

IT IS SO ORDERED.

  
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Mireya Reith, Chair  
Arkansas State Board of Education