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A-2: JOSEPH BYRN - LICENSURE ACTION

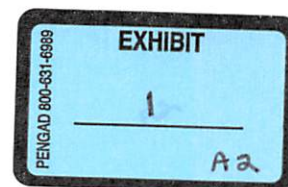
DESE EXHIBIT PACKET

JOSPEH P BYRN

Licensure Action Case No.: LA 18- 015

EXHIBIT LIST

EXHIBITS	DESCRIPTION OF DOCUMENTS
DESE – 1	Educator's License, valid to 12/31/2017
DESE – 2	Rapback Letter, filed 12/06/2019
DESE – 3	Sentencing Order, dated 4/16/2019
DESE – 4	Notice of Disqualifying Offense, dated 6/11/19
DESE– 5	Notice of Hearing, dated 7/03/19



State of Arkansas

EDUCATOR LICENSE

By virtue of the authority vested in the Arkansas State Board of Education, we hereby issue this Educator License to

JOSEPH P BYRN

This is to certify that person name hereon is licensed under the laws of Arkansas to teach or serve in the public schools in the capacity indicated.

CID: 1518738

BACHELORS

Code	Area	Type	Grade Level	Valid From	Valid To
200	Mathematics	Standard	7 - 12	1/1/2013	12/31/2017



COMMISSIONER OF EDUCATION

MANAGER - EDUCATOR
LICENSURE

DESE EXHIBIT 1



Arkansas Department of Education

Transforming Arkansas to lead the nation in student-focused education

AEELS CID: 1518738

December 6, 2018

PERSONAL & CONFIDENTIAL

Joseph P. Byrn
[REDACTED]
[REDACTED]

VIA FIRST CLASS MAIL & CERTIFIED MAIL
RETURN RECEIPT REQUESTED NO.: [REDACTED]
[REDACTED] [REDACTED]

[REDACTED] Byrn:

The Arkansas Department of Education has received information that you were recently arrested for the following disqualifying offense:

Offense: Sexual Assault-2nd Degree

Date: June 7, 2018

The arrest alone does not affect your employability and/or licensure status.

Please provide the name of the court that is hearing your case and your case number to me, in writing, **within fourteen (14) days** of the date of this letter.

Once your case has been resolved please provide information concerning the disposition of this charge (such as found guilty, pled guilty, plead no contest, dismissed, or not prosecuted and whether it is a felony or misdemeanor) **within thirty (30) days of judgment**.

Failure to contact us or provide this information within the stated time-period may result in a denial of employment or licensure.

Thank you for your attention to this matter. If you have any questions, please feel free to contact me by phone at (501) 682-1958, or by email at Taylor.Dugan@arkansas.gov.

Sincerely,

/s/ Taylor Dugan

Taylor Dugan, Attorney
Legal Services

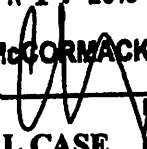
DESE EXHIBIT 2

APR 17 2019

UNITED STATES DISTRICT COURT

Eastern District of Arkansas

JAMES W. McCORMACK, CLERK

By:  REP CLERK

UNITED STATES OF AMERICA

v.

JOSEPH BYRN

JUDGMENT IN A CRIMINAL CASE

Case Number: 4:18cr00330-01 JM

USM Number: 32013-009

Molly Sullivan

Defendant's Attorney

THE DEFENDANT:

☒ pleaded guilty to count(s) 1 of the Indictment☐ pleaded nolo contendere to count(s) _____
which was accepted by the court.☐ was found guilty on count(s) _____
after a plea of not guilty.

The defendant is adjudicated guilty of these offenses:

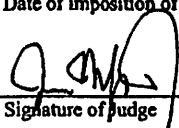
Title & Section	Nature of Offense	Offense Ended	Count
18 USC § 2252(a)(4)(B) Possession of Child Pornography and (b)(2)		9/7/2017	1

The defendant is sentenced as provided in pages 2 through 8 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.☐ The defendant has been found not guilty on count(s) _____☒ Count(s) 2 of the Indictment ☒ is ☐ are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

4/16/2019

Date of Imposition of Judgment


Signature of Judge

U.S. DISTRICT JUDGE JAMES M. MOODY JR.

Name and Title of Judge

Date

4/17/19



Arkansas Department of Education

Transforming Arkansas to lead the nation in student-focused education

Johnny Key
Commissioner

June 11, 2019

AELS CID: 1518738

PERSONAL AND CONFIDENTIAL

State Board
of Education

Mireya Reith
Fayetteville
Chair

Dr. Jay Barth
Little Rock
Vice Chair

Joe Black
Newport

Susan Chambers
Bella Vista

Charisse Dean
Little Rock

Dr. Fitz Hill
Little Rock

Ouida Newton
Poyen

R. Brett Williamson
El Dorado

Diane Zook
Melbourne

Joseph Byrn
Register Number: 32013-009
FCI TEXARKANA
P.O. BOX 7000
Texarkana, TX 75505

**VIA FIRST CLASS AND CERTIFIED MAIL
RETURN RECEIPT REQUESTED NO.: 91 7199 9991 7038 8991 0414**

Re: Disqualifying Offense

Dear Mr. Byrn,

The Arkansas Department of Education received information that you were convicted of a disqualifying offense under Ark. Code Ann. § 6-17-410.

The disqualifying offense identified below.

Date: 2019

Offense: Possession of Child Pornography

You have the right to challenge or complete the accuracy of the information in the record. You must contact this office **within fourteen (14) days** of the date of this letter if you intend to challenge a record, or wish to provide this office with additional information about the disposition of the disqualifying offense(s).

Failure to contact us or provide this information within **fourteen (14) days** of the date of this letter may result in denial of your licensure and disqualify you for employment in an educational entity.

Four Capitol Mall
Little Rock, AR
72201-1019
(501) 682-1475
ArkansasEd.gov

*An Equal
Opportunity
Employer*

DESE EXHIBIT 4
Page 1 of 4

You are entitled to a hearing in front of the State Board of Education regarding denial of your license. Ark. Code Ann. § 6-17-410(f) authorizes the State Board to grant waivers of the licensure eligibility provisions of § 6-17-410(c) upon request of an affected applicant for licensure. To request a hearing for a waiver of the disqualifying offense, you must submit your **written request** to this office, by mail or by email, **within thirty (30) days** of the date of this letter.

State Board of Education meetings occur once a month and are available to the public through live video-streaming. A request to be placed on the agenda must be received not less than three weeks before the meeting date. The Board meets in the Auditorium of the Arkansas Department of Education –Arch Ford Education Building, Four Capitol Mall, Little Rock. Meeting dates may be found at: http://www.arkansased.org/events/event_categories/state-board-of-education

The circumstances that the State Board may consider includes, but is not limited to:

- The age at which the crime or incident was committed
- The circumstances surrounding the crime or incident
- The length of time since the crime or incident
- Subsequent work history
- Employment references
- Character references
- Other evidence demonstrating that the applicant does not pose a threat to the health or safety of school children or school personnel.

If you request a hearing, you will be asked to provide to this office a written statement and any supporting documents that at a minimum address those considerations, including the names and phone numbers of persons who may verify information contained in your statement or documentation.

You may obtain information concerning the disqualifying offense or schedule a hearing to request a waiver from the State Board of Education by contacting Simoné Blagg, Arkansas Department of Education, Four Capitol Mall, Little Rock, AR 72201, (501) 682-1958; or by email at: Taylor.Dugan@arkansas.gov.

Sincerely,

Taylor Dugan, Attorney

Enclosures: Requesting a Waiver

DESE EXHIBIT 4
PAGE 2 of 4



REQUESTING A WAIVER OF A DISQUALIFYING OFFENSE

You have been notified that, as a result of a disqualifying offense, you are disqualified for licensure and for employment with a charter school, school district, or education service cooperative, and that you are entitled to request a waiver of that disqualification from the State Board of Education. Below are the steps to follow to seek a waiver.

Ark. Code Ann. § 6-17-410

provides that the Department of Education shall not issue a first-time license nor renew an existing license and shall revoke any existing license not up for renewal of any person who has a true report in the Child Maltreatment Central Registry or has pled guilty or nolo contendere to or has been found guilty of any of [certain listed] offenses, *including offenses which have been expunged or pardoned.*

Ark. Code Ann. § 6-17-411

requires a background check for initial employment with a charter school, school district, or education service cooperative.

1 Request a Hearing

To request a hearing for a waiver of the disqualifying offense, you must submit your **written request** to the Department by mail, fax, or email, **within thirty (30) days** of the date you are notified of the disqualification.

You may but are not required to be represented by an attorney at any stage of this process.

2 Provide Documentation

The Department will confirm your request for a waiver and ask you to provide a written statement and any supporting documents that at a minimum address the circumstances that the Board will consider (see STEP 3), including the names and phone numbers of persons who may verify information contained in your statement or documentation. You must also provide a signed and notarized form providing authorization for the release of criminal records from courts and law enforcement. If your documentation is received less than six (6) weeks before the scheduled State Board meeting the matter may be postponed until after all documentation is received and reviewed by the Department.

3 Accept or Reject the Department's Recommendation

After reviewing the documentation received from you or from other agencies, the Department will advise you of its decision to:

- Recommend a waiver to the State Board, including any conditions for licensure, such as:

- Probation or suspension for a specific period of time;
- Counseling, rehabilitation, or training;
- Background check at end of probation or suspension;
- No other disqualifying offenses or ethics violations during the probation or suspension period;
- Recommend that the State Board not issue, not renew, or revoke the license as applicable; or
- Decline to make a recommendation.

You will be given the opportunity to accept or reject the recommendation.

- If you **accept** the recommendation, the matter will be placed on the State Board's consent agenda. The consent agenda is voted on at that public meeting, and therefore, any documents presented to the State Board are public. If the matter is submitted on the consent agenda, you do not have to appear at the meeting. However, sometimes the State Board members have questions, and you may want to be there to respond to those questions. The State Board has the final decision and may accept a recommendation on the consent agenda or reject the recommendation and afford the educator the opportunity for a hearing at a later date.
- If you **reject** the recommendation you will proceed to a hearing.

4 State Board Hearing

If you request a hearing, you should appear at the meeting and be prepared to present your case and answer questions from the State Board members. If you request a hearing and do not appear, the State Board may decide the matter without you being present. Hearings are conducted at a public meeting of the State Board that is videoed by live streaming and archived. All documents provided to the State Board are public record. You should consult the Rules Governing Background Checks and Licensure Revocation for information on the hearing process (Section 8). The rules are online at <http://www.arkansased.org/> under Rules – Current.

The circumstances that the State Board may consider includes, but is not limited to:

- The age at which the crime or incident was committed
- The circumstances surrounding the crime or incident
- The length of time since the crime or incident
- Subsequent work history
- Employment references
- Character references
- Other evidence demonstrating that the applicant does not pose a threat to the health or safety of school children or school personnel.

The State Board typically makes a decision at the time of the State Board meeting at which the consent agenda or hearing is considered.



Arkansas Department of Education

Transforming Arkansas to lead the nation in student-focused education

AELS CID: 1518738

July 3, 2019

PERSONAL AND CONFIDENTIAL

Joseph Byrn
Register Number: 32013-009
FCI TEXARKANA
P.O. BOX 7000
Texarkana, TX 75505

VIA FIRST-CLASS & CERTIFIED MAIL

RETURN RECEIPT REQUESTED NO.: 91 7199 9991 7038 8991 0346

RE: Joseph Byrn - Revocation Hearing

Dear Mr. Byrn:

A hearing will be held on **August 8, 2019** to determine whether your license will be revoked pursuant to Ark. Code Ann. § 6-17-410(c). The State Board meets at **10:00 a.m.** in the **Auditorium of the Arkansas Department of Education – Arch Ford Education Building, Four Capitol Mall, in Little Rock.** The time at which agenda items are heard is within the State Board's discretion, therefore I cannot provide a specific time. However, you will be able to view the agenda on the ADE website once it is published.

If you have any questions, please feel free to contact Mr. Taylor Dugan at (501) 682-1958, or by email at Taylor.Dugan@arkansas.gov.

Sincerely,

/s/ Taylor Dugan

Taylor Dugan, Attorney
Legal Services

DESE EXHIBIT 5

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A-3: JERRIJEAN DANIELSON

DESE EXHIBIT PACKET

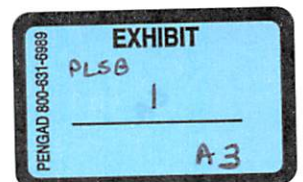
SHARON K. HILL, CCR
(501) 680-0888

JERRIJEAN ELIZABETH DANIELSON

Licensure Action Case No.: LA 19- 12

EXHIBIT LIST

EXHIBITS	DESCRIPTION OF DOCUMENTS
DESE – 1	Educator's License, valid to 12/31/2019
DESE – 2	Disqualifying Notice Letter, 07/02/2019
DESE – 3	Sentencing Order, dated 11/03/2017
DESE – 4	Waiver Request, received 07/11/2019
DESE– 5	Notice of Hearing, dated 07/12/2019
DESE-6	Letter from Missouri Attorney.



State of Arkansas

EDUCATOR LICENSE

By virtue of the authority vested in the Arkansas State Board of Education, we hereby issue this Educator License to

JERRIJEAN ELIZABETH DANIELSON

This is to certify that person name hereon is licensed under the laws of Arkansas to teach or serve in the public schools in the capacity indicated.

CID: 7303897

BACHELORS

Code	Area	Type	Grade Level	Valid From	Valid To
167	Social Studies	Standard	7 - 12	1/1/2015	12/31/2019
230	Special Ed Inst Specialist	Standard	4 - 12	1/1/2015	12/31/2019



COMMISSIONER OF EDUCATION

MANAGER - EDUCATOR
LICENSURE

DESE EXHIBIT 1



Arkansas Department of Education

Transforming Arkansas to lead the nation in student-focused education

AELS CID: 7303897

07/02/2019

PERSONAL AND CONFIDENTIAL

Jerrijean E. Danielson

VIA FIRST CLASS AND CERTIFIED MAIL
RETURN RECEIPT REQUESTED NO.: [REDACTED]

Re: Criminal Background Check

Dear Ms. Danielson:

The Arkansas Department of Education has received information concerning your background check required under Ark. Code Ann. § 6-17-410 and § 6-17-411 as a condition of your licensure or employment with an educational entity.

The information we received revealed the disqualifying offense identified below.

Date: 11/01/2017
Offense: DOMESTIC ASSAULT
Court: SO STONE COUNTY-GALENA

Therefore, the Department will recommend that the State Board of Education deny your eligibility for licensure and employment in an educational entity.

You have the right to challenge or complete the accuracy of the information in the record. You must contact this office within fourteen (14) days of the date of this letter if you intend to challenge a record with the appropriate office, or wish to provide this office with additional information about the disposition of the disqualifying offense(s).

Failure to contact us or provide this information within fourteen (14) days of the date of this letter may result in denial of your licensure and disqualify you for employment in a local education agency or school district.

You are entitled to a hearing in front of the State Board of Education regarding denial of your license. Ark. Code Ann. § 6-17-410(f) authorizes the State Board to grant waivers of the licensure eligibility provisions of § 6-17-410(c) upon request of an affected applicant for licensure. To request a hearing for a waiver of the disqualifying offense, you must submit your

written request to this office, by mail or by email, within thirty (30) days of the date of this letter.

State Board of Education meetings occur once a month and are available to the public through live video-streaming. A request to be placed on the agenda must be received not less than three weeks before the meeting date. The Board meets in the Auditorium of the Arkansas Department of Education –Arch Ford Education Building, Four Capitol Mall, Little Rock. Meeting dates may be found at: http://www.arkansased.org/events/event_categories/state-board-of-education

The circumstances that the State Board may consider includes, but is not limited to:

- The age at which the crime or incident was committed
- The circumstances surrounding the crime or incident
- The length of time since the crime or incident
- Subsequent work history
- Employment references
- Character references
- Other evidence demonstrating that the applicant does not pose a threat to the health or safety of school children or school personnel.

If you request a hearing, you will be asked to provide to this office a written statement and any supporting documents that at a minimum address those considerations, including the names and phone numbers of persons who may verify information contained in your statement or documentation.

You may obtain information concerning the disqualifying offense or schedule a hearing to request a waiver from the State Board of Education by contacting Taylor Dugan, Arkansas Department of Education, Four Capitol Mall, Little Rock, AR 72201, (501) 682-1958; or by email at Taylor.Dugan@arkansas.gov.

Sincerely,

/s/ Taylor Dugan

Taylor Dugan, Attorney

Enclosures: How to Obtain Further Information or Correct a Record
Noncriminal Justice Applicant's Privacy Rights
8 CFR § 16.34
Requesting a Waiver

IN THE CIRCUIT COURT OF STONE COUNTY, MISSOURI
DIVISION II

STATE OF MISSOURI,

Plaintiff,

-vs.-

JERRI JEAN
DANIELSON

Defendant.

Case No.(s) 17SN-CR00747

SENTENCE & JUDGMENT

- ☒ State appears by: M. Selby, John M. Taylor, Dayrell Scrivner, Brynna Howell, Julia Hosmer, Steven Dunker.
☒ Defendant appears in person (in custody of Sheriff) and/or by attorney STILES.
☐ Defendant is advised of rights to counsel, to jury trial, and right to remain silent, and that if he or she pleads GUILTY, the right to trial is waived and there will not be a further trial of any kind.
☐ Defendant acknowledges understanding those rights and the nature of the charge(s) and punishment(s).
☐ State requests leave to file amended information charging defendant with offense(s) of _____

☐ Victim statement (submitted)(waived). Leave (granted)(denied). ☐ Amended information filed.
☐ Defendant knowingly, intelligently and voluntarily executes and files a written waiver of counsel.
☐ Defendant is formally arraigned. [or]
☐ Defendant **WAIVES** formal arraignment and reading of the (information), (amended information), and
☐ Concerning the misdemeanor information, defendant **PLEADS (GUILTY) (NOT GUILTY) (ALFORD PLEA OF GUILTY)**.
☐ Trial held on the record.
☐ Court finds defendant (**GUILTY** beyond a reasonable doubt) (**NOT GUILTY**).
☐ P.H. held.
☐ Court finds probable cause that a felony was committed by the defendant.
☐ Courts does NOT find the defendant committed a felony.
☐ Case set for (sentencing)(arraignment in Div.I) on _____. Defendant, being
unable to bond of \$_____ is remanded to Sheriff's custody/present bond to remain in full force.
☒ Defendant waives rights, withdraws Plea(s) of Not Guilty and enters Plea(s) of **GUILTY (ALFORD)**
☒ Court accepts Plea(s) of Guilty as voluntary and finds a factual basis for acceptance.
☒ DEF found (~~NOT GUILTY~~) (**GUILTY** beyond a reasonable doubt).
☐ Court follows the plea bargain agreement.
☐ Allocution granted.
☐ Court **SENTENCES** defendant to pay a FINE of \$_____ (including costs) and to pay COSTS
and/or to serve a term of confinement in the Stone County Jail of _____.

- ☐ Defendant knowingly, voluntarily, and intelligently waives his/her right to a preliminary hearing.(P.H.). Case is bound over to Division I for arraignment on _____ @ _____.
☐ By agreement of all parties, case is assigned to Judge _____ per Local Court Rule 6.3.7

☐ Case is set for sentencing on _____.

DATE: _____

SO ORDERED: _____
Associate Circuit Judge

PROBATION CONDITIONS & REQUIREMENTS

(X) Court SUSPENDS (imposition (SIS)) (execution (SES)) of (jail) sentence (and \$ _____ of fine) and places defendant on (unsupervised) (supervised by Judicial Services of the Ozarks) probation for a period of 1 year on the following CONDITIONS, that defendant will:

- (/) 1. not violate the law in any manner;
- () 2. abide by all rules and regulations of the supervising agency;
- () 3. pay (restitution/checks in the sum of \$ _____) (and \$ _____ P.A. fees) through the Office of the Prosecuting Attorney as follows: _____;
- () 4. [] serve _____ days shock jail time as follows: _____;
[] perform _____ hrs./days of community service supervised by Judicial Services of the Ozarks and completed by _____;
- (X) 5. Other conditions:
 - (X) not consume or possess alcohol/illegal drugs;
 - (X) keep clerk advised of current mailing address: _____;
 - [] pay costs of probation supervision;
 - [] DEF to complete Substance Abuse Assessment _____;
 - [] DEF to obtain a valid driver's license by _____;
 - [] not operate a motor vehicle w/o valid driver's license and insurance;
 - [] Complete Responsibility and Awareness Program / MIP program
 - [] not enter establishments where the primary business is the sale of alcohol;
 - [] be subject to drug/alcohol testing at the direction of the court/Pros. Atty./Probation Officer;
 - [] Ignition Interlock Device ORDERED for minimum of _____;
 - [] Register for and complete HIT/anger management classes with minimum of _____;
 - [] Have no contact with or go upon the premises of: _____;
 - [] Obtain a High School Equivalency Diploma unless testing reveals the defendant is not able to do so.
 - [] Obtain / Maintain employment

(X) Other COMPLETE COUNSEL AS DIRECTED BY COUNSELOR

(X) 6. pay fine, court costs, and judgments as follows: pay in full by 12-07-17;
make minimum payments of \$ _____ by the _____ day of each month starting on _____

COSTS include: (COURT DOES NOT ACCEPT PERSONAL CHECKS).

- () \$69.00---Traffic Infraction () \$96.00--- Traffic Misdemeanor & Conservation & Water
- () \$73.00--- Traffic Infraction (X) \$111.00---Misdemeanor
- () \$36.00 Municipal
- plus () \$ _____ jail board (\$37.50 per day x _____ days) (medical expense _____);
- () \$ _____ witness fees (\$25.00/day/in state + mileage; \$15/day only);
- () \$ _____ for recoupment of costs of arrest (includes DRUG RELATED TRAFFIC) § 577.048 RSMo.;
- plus (X) \$ 100 Stone County Law Enforcement Restitution Fund
- () DEF to complete DIP within 60 days § 302.302.5 RSMo. [N.A. for "no-op" viol. § 302.020 RSMo.]
- (X) Judgment entered against DEF in the sum of \$10.00 per case for the benefit of the CVCF.
- () (State)(Court) DISMISSES _____ () nolle pros.
- () Stay of execution on payment of (fine)(judgment)(costs) entered until _____
- () \$25.00 time payment fee (assessed if DEF needs longer than 30 days to pay in full).
- () Defendant is released from custody for this case.

TOTAL DUE: \$ 211

DATE: 11-07-17

SO ORDERED: BT

Associate Circuit Judge

DEFENDANT: Daniel

NOTICE: YOU ARE HEREBY NOTIFIED IF YOU DO NOT PAY FINE AND COSTS AS ORDERED THEN A SHOW CAUSE ORDER MAY ISSUE AND/OR A WARRANT FOR YOUR ARREST MAY ISSUE.

Jerrijean Danielson

RECEIVED
LEGAL SERVICES

JUL 11 2019

DEPARTMENT OF EDUCATION
CENTRAL ADMINISTRATION

Taylor Dugan
Arkansas Department of Education
Four Capitol Mall
Little Rock, AR 72201

Dear Taylor Dugan,

My name is Jerrijean Danielson and I am contacting you because I have recently tried to renew my teacher licensure. I received a letter stating that the Arkansas Department of Education is recommending that the State Board of Education denies my eligibility for licensure and employment in an education entity. I would like to request a hearing for a waiver of the disqualifying offence based on the following information:

According to Arkansas law battery requires physical harm to the victim, but a person can get a domestic assault charge in the fourth degree in Missouri without causing any physical harm to the victim. Someone can be convicted of this crime if a person knowingly causes physical contact with such domestic victim knowing he or she will regard the contact as offensive. The reason I got this charge on my record is because I took my fifteen-year-old autistic child and six other children to Silver Dollar City in June of 2017. Silver Dollar City started having a security check about fifteen feet before you get in line to give the people your tickets. I had all of the tickets for myself, the seven children, and my mother on my person. The children got through security quickly and I told them to wait for my mother and myself to the side of the lines to get into the park. The children instead got in line to go into the park while my mother and myself were stuck in security. When the park employee asked the children for their tickets my daughter started yelling at me for the tickets across the fifteen-foot space. I yelled back for them to get to the side of the lines and wait for us. Once we were out of security I went over and I was telling all seven children they had to stay with us. I was explaining that if they got separated from the group it would be hard to find them. One of the other children brought my attention to the fact that my daughter was not listening. Because of her autism, she can be easily distracted at times. I put my hand on the side of her head to get her attention. Once I got her attention, I told her the same thing I told the other kids, "You have to stay with the group. Do not run off." It did not upset or bother my daughter to have my hand on the side of her head. After that we all got in line and gave our tickets to the park employee. Then we were asked to stand to the side for a moment and we were all confused as to why we were having to stand there. Then the police showed up and questioned my mom, myself, and all seven children for a full hour because they were under the impression that when I touched the side of my daughter's head that I pulled her hair. After an hour of questioning us and getting our address they told us that they were done with us. They did not take any of the children out of my custody, nor did they read me my rights or handcuff me. I did not spend anytime in a jail cell. The incident was investigated by Arkansas Department of Human Services Division of Children and Family Services and it was determined that the allegations was unsubstantiated.

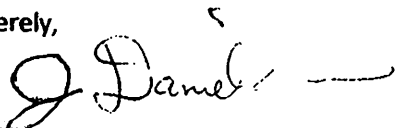
I thought the matter was over until I got a citation in the mail two months later telling me to show to court. I retained a lawyer in Missouri and brought with me my daughter's medical and school records proving she has autism and has difficulty paying attention at times. I brought with me the notice of

unsubstantiated child maltreatment. My lawyer told me that even though they did not have any physical evidence that I pulled my daughter's hair, nor did they have any cameras supporting this allegation. I told my lawyer I wanted to plead innocent. Then my lawyer told me that in Missouri they have a law that allows you can be found guilty of a crime if it is just perceived by anyone that you were thinking about doing it even if you did not. My lawyer lied to me because it is the victim who has to perceive that you are going to do something, but at the time I did not know enough about Missouri law to realize this deception. My lawyer suggested that I plead Alfred also known as a nolo contesta plea. She said if I did this then the court would give me a suspended imposition of sentence. I asked my lawyer what that meant, and she explained that as long as I completed my probation which would be one year and pay a hundred dollar fine that it would not go on my criminal record. According to Missouri law a suspended imposition of sentence is not supposed to result in a conviction showing a on a criminal record. I have contacted the Stone County to try to find out why it is on my criminal background. Stone County told me that it shouldn't be on my record any longer, but they didn't know how to fix it. I have hired another lawyer to work on this problem. I have now done everything I was supposed to only to find I got some bad advice from the lawyer I had at the time.

I continued to work at the Forrest City School District until February of 2019 at which time I resigned due to personal issues. I also have been caring for seven children in my home for the last two years without there being any incidents. I am not on the child maltreatment list which if I had harmed my child or any child I would be on that list.

Because of these reasons, I would like to schedule a hearing to request a waiver from the State Board of Education.

Sincerely,

A handwritten signature in cursive script, appearing to read "J. Danielson", followed by a horizontal line.

Jerrijean Danielson



Arkansas Department of Education

Transforming Arkansas to lead the nation in student-focused education

AEELS CID: 7303897

July 12, 2019

PERSONAL AND CONFIDENTIAL

Jerrijean E. Danielson



VIA EMAIL

RE: Jerrijean E. Danielson- Waiver of Disqualifying Offense Hearing

Dear Ms. Danielson:

A hearing will be held on **August 8, 2019**, to determine whether your waiver for a disqualifying offense will be granted pursuant to Ark. Code Ann. § 6-17-410. The State Board meets **at 10:00 a.m.** in the **Auditorium of the Arkansas Department of Education – Arch Ford Education Building, Four Capitol Mall, in Little Rock**. The time at which agenda items are heard is within the State Board's discretion, therefore I cannot provide a specific time. However, you will be able to view the agenda on the ADE website once it is published.

If you have any questions, please feel free to contact Mr. Taylor Dugan at (501) 682-1958, or by email at Taylor.Dugan@arkansas.gov.

Sincerely,

/s/ Taylor Dugan

Taylor Dugan, Attorney
Legal Services

DESE EXHIBIT 5

522 EAST CAPITOL AVENUE
JEFFERSON CITY, MO 65101

CURTIS G. HANRAHAN



HANRAHAN & NACY, P.C.
MidMoLegal.com

PHONE (573) 636-7900
FAX (573) 556-6340

WILLIAM P. "PETE" NACY
KIMBERLY KOLLMAYER

July 16, 2019

Taylor Dugan, Esq.
Arkansas Department of Education

Re: Jerrijean Danielson

Dear Mr. Dugan,

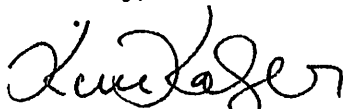
This firm represents Ms. Jerrijean Danielson in an expungement action regarding a criminal case in Stone County, Missouri. We are not representing her with regards to any matter before the Arkansas Department of Education, nor are we practicing law in any way in the State of Arkansas.

Ms. Danielson was previously charged with a misdemeanor and then placed on probation with a suspended imposition of sentence ("SIS") and probation. No sentence was ever imposed, and no conviction was had. Upon the completion of her probation, the law in the State of Missouri views Ms. Danielson's record clean of this offense.

Unfortunately, this offense still shows on criminal background checks through the FBI, and Ms. Danielson has retained this firm to expunge this offense and her arrest from her record. The expungement action has already been filed.

I am in no way inserting myself in this matter between Ms. Danielson and the Arkansas Board of Education, but I am willing to answer any questions you may have, with Ms. Danielson's permission, regarding her case and expungement action in the state of Missouri.

Sincerely,


Kimberly Kollmeyer

DESE EXHIBIT 6

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A-3: JERRIJEAN DANIELSON

EDUCATOR'S EXHIBIT PACKET

PROBATION CONDITIONS & REQUIREMENTS

(X) Court SUSPENDS (imposition (SIS)) (execution (SES)) of (jail) sentence (and \$ _____ of fine) and places defendant on (unsupervised) (supervised by Judicial Services of the Ozarks) probation for a period of 1 yr. on the following CONDITIONS, that defendant will:

- (X) 1. not violate the law in any manner;
- () 2. abide by all rules and regulations of the supervising agency;
- () 3. pay (restitution/checks in the sum of \$ _____) (and \$ _____ P.A. fees) through the Office of the Prosecuting Attorney as follows: _____;
- () 4. [] serve _____ days shock jail time as follows: _____;
[] perform _____ hrs./days of community service supervised by Judicial Services of the Ozarks and completed by _____;
- (X) 5. Other conditions:
 - (X) not consume or possess alcohol/illegal drugs;
 - (X) keep clerk advised of current mailing address: _____;
 - () pay costs of probation supervision;
 - () DEF to complete Substance Abuse Assessment _____;
 - () DEF to obtain a valid driver's license by _____;
 - () not operate a motor vehicle w/o valid driver's license and insurance;
 - () Complete Responsibility and Awareness Program / MIP program
 - () not enter establishments where the primary business is the sale of alcohol;
 - () be subject to drug/alcohol testing at the direction of the court/Pros. Atty./Probation Officer;
 - () Ignition Interlock Device ORDERED for minimum of _____;
 - () Register for and complete HIT/anger management classes with minimum of _____;
 - () Have no contact with or go upon the premises of: _____;
 - () Obtain a High School Equivalency Diploma unless testing reveals the defendant is not able to do so.
 - () Obtain / Maintain employment
 - (X) Other COMPLETE COUNSELING AS DIRECTED BY COUNSELOR
- (X) 6. pay fine, court costs, and judgments as follows: pay in full by 12-07-17;
make minimum payments of \$ _____ by the _____ day of each month starting on _____

COSTS include: (COURT DOES NOT ACCEPT PERSONAL CHECKS).

- () \$69.00---Traffic Infraction () \$96.00--- Traffic Misdemeanor & Conservation & Water
- () \$73.00--- Traffic Infraction (X) \$111.00---Misdemeanor
- () \$36.00 Municipal
- plus () \$ _____ jail board (\$37.50 per day x _____ days) (medical expense _____);
- () \$ _____ witness fees (\$25.00/day/in state + mileage; \$15/day only);
- () \$ _____ for recoupment of costs of arrest (includes DRUG RELATED TRAFFIC) § 577.048 RSMo.;
- plus (X) \$ 100 Stone County Law Enforcement Restitution Fund
- () DEF to complete DIP within 60 days § 302.302.5 RSMo. [N.A. for "no-op" viol. §302.020 RSMo.]
- (X) Judgment entered against DEF in the sum of \$10.00 per case for the benefit of the CVCF.
- () (State)(Court) DISMISSES _____ () nolle pros.
- () Stay of execution on payment of (fine)(judgment)(costs) entered until _____
- () \$25.00 time payment fee (assessed if DEF needs longer than 30 days to pay in full).
- () Defendant is released from custody for this case.

TOTAL DUE: \$ 221.00

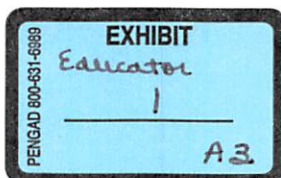
DATE: 11-07-17

SO ORDERED: B

Associate Circuit Judge

DEFENDANT: Daniel

NOTICE: YOU ARE HEREBY NOTIFIED IF YOU DO NOT PAY FINE AND COSTS AS ORDERED THEN A SHOW CAUSE ORDER MAY ISSUE AND/OR A WARRANT FOR YOUR ARREST MAY ISSUE.





Arkansas Department of Human Services
Division of Children and Family Services

Notice of Unsubstantiated Child Maltreatment Investigative Determination to Alleged Offender

To: Jerrijean Danielson

Address:

From:

Phone: 870-732-5170 EXT. 151

County of Referral: CROSS

Primary Assigned County: CROSS

Date:

CHRIS Referral #

Re: Name of Alleged Victim

Name of Alleged Offender: Jerrijean Danielson

The Division of Children and Family Services or Arkansas State Police Crimes Against Children Division received an allegation of suspected child maltreatment involving you. The incident was reported on (date) 6/20/2017

Pursuant to Arkansas Code Ann. §12-18-703, this is your notice that because the allegations were not supported by a preponderance of evidence, the allegation has been determined unsubstantiated, and your name will not be placed in the Child Maltreatment Central Registry.

The type of alleged maltreatment was ABUSE-CUTS, BRUISES, AND WELTS

CRYSTAL GRIFFITH

DCFS INVESTIGATOR PRINTED NAME

CRYSTAL GRIFFITH

MAILED BY

522 EAST CAPITOL AVENUE
JEFFERSON CITY, MO 65101

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KIMBERLY KOLLMEYER

July 16, 2019

Taylor Dugan, Esq.
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Sincerely,


Kimberly Kollmeyer

June 2, 2017

To Whom It May Concern:

My name is Carlos Fuller. I am writing this letter of recommendation on the behalf of JerriJean Danielson. She teaches self-contained special needs class. She has excellent rapport with her students and parents. JerriJean consistently instills confidence within all of her students, reinforcing within them the belief that they can learn and excel at a high level. She has proven herself to be the ultimate professional in her endeavors. She is well respected among her colleagues.

Ms. Danielson is an outstanding and enthusiastic educator who consistently encourages high expectations for all her students. She often takes on extra responsibilities and organizes many extra-curricular activities for students within and outside of the school. Ms. Danielson's classroom is organized for maximum engagement of students, which included displaying quality work in various content areas.

JerriJean is an excellent candidate to support and nurture any child.

If I can be of any further assistance, please contact me at [REDACTED]

Sincerely,

Carlos J. Fuller, Principal
Forrest City Junior High School

FORREST CITY PUBLIC SCHOOLS

OFFICE OF THE SUPERINTENDENT
625 Irving, Forrest City, AR 72335
Member of North Central Association since 1924

SCHOOL BOARD:

Joey Astin: President
Sandra Taylor: Secretary
Evette Boyd
Annie Norman
Miles Kimble
Larry Devasier
Evetta Whitby

SUPERINTENDENT:

Dr. Tiffany Hardrick
(870) 633-1485
(870) 633-1415

To Whom It May Concern:

I have had the pleasant opportunity of supervising Ms. JerriJean Danielson for the past six years while she worked as a special education teacher within the Forrest City School District. Ms. Danielson is a talented, dedicated teacher who has excelled during her tenure with Forrest City Schools. Ms. Danielson is a genuine person with many gifts. She has a huge heart for people's best interest (whether child or adult), a wonderful advocate and gives 110%. She taught in a special education classroom with students with multiple disabilities, with a wide range of instructional levels, and behavioral needs. Repeatedly, she demonstrated that she is truly committed to helping students reach their full potential. With genuine compassion, she teaches the whole child distinguishing their strengths and what motivates them. Using this positive approach, she has experienced the satisfaction of observing growth in many students. She is highly skilled in multitasking and overcoming challenges at all levels. Ms. Danielson is able to delegate responsibilities for her paraprofessionals thoroughly and accurately. She can serve as a leader and a valuable team player, collaborating in a professional manner with all staff, parents and students with whom she comes in contact. Before tackling a task, she considers all aspects of the situation and approaches carefully and intelligently.

Instructionally, I have been impressed at the degree of care, presentation and thoughtfulness she gave when teaching students with developmental disabilities. She is bright, thoughtful and caring; works well with others; learns quickly and is an out of the box thinker. Ms. Danielson dedicates her time to the classroom environment to ensure all students' needs are at the forefront of her educational planning. Ms. Danielson demonstrated the ability to plan appropriate instruction that supported student learning and was appropriate for the level of the students. Ms. Danielson employed a variety of strategies and lessons to balance the cultural, socioeconomic and developmental needs of the students. She successfully employed engaging activities as well as presented PowerPoint lessons that were integral to her teaching as well as student learning. She was adept at using computer and technology to produce her own work as well as integrating student required technology into the school day.

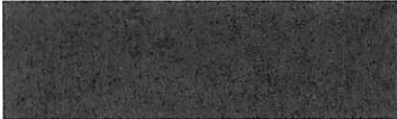
I am certain Ms. Danielson will take on any task, with full enthusiasm and dedication. She would be an asset to any school, classroom and most important to the students she is servicing. Please feel free to contact me with any question by email, lisa.birmingham@fcmustangs.net or phone, cell- 870-270-2660 or office-870-633-1796. Extension 109

Sincerely,

Lisa Birmingham, Special Education Director
Forrest City Public School District

7/13/19

Violet Hamby



To Whom It May Concern,

My name is Violet Hamby and I am writing to on behalf of Jerrijean Danielson. I have known Jerrijean all my life. During this time, I have seen how Jerrijean interacts with children. When I was younger, Jerrijean helped me with my studies. Without her patience and encouragement, I don't know how I would have gotten through school. When we were in high school Jerrijean tutored students with poor grades every Tuesday and Thursday for one hour through the BETA club for two full years. After high school I have kept in contact with Jerrijean and I have seen how she has interacted with my own children. There have been many times that I have had Jerrijean babysit my children without any fear for my children's welfare. One of my daughters at one time was having difficulty in school and I asked Jerrijean to work with her. I observed her work with my child who has ADHD in a very patient manner. I am very familiar with Jerrijean's seven children. I have seen Jerrijean discipline her children by placing them in the corner or lecturing them, but I have never observed her abusing the children in any way. In fact, I have seen Jerrijean step in and stop a child from being physically abused by another. Two years ago, Jerrijean got guardianship of four other children because their parents were involved in drugs and neglecting them. Since she has gotten guardianship of these children she has put them into counseling to help them with the emotional stressors they encountered as a result of their parents' drug abuse. Her children are always clean, well fed, and healthy. From my observations I can say that Jerrijean treats children with respect and ensures all children she interacts with are safe within their environment. If you have any more questions, please feel free to contact me.

Sincerely,

Violet Hamby

A handwritten signature in cursive script, appearing to read "Violet Hamby".

7/13/19

07/13/2019

Reed Hamby



To Whom It May Concern,

I am writing to you on behalf of Jerrijean Danielson. I have known Jerrijean for eight years. During that time, I have been able to see how she interacts with my four children and her own children. In my observations she has a very relaxed, almost playful manner of interacting with the children. She is very patient with the children. I have seen her discipline her children by putting them in the corner or making them go to bed early. It is obvious that Jerrijean cares deeply for all children and will do anything in her power to ensure they are safe. Because of this attitude, I have no worries with leaving my own children in Jerrijean's care at any time. If you have any questions on this matter, please feel free to contact me.

Sincerely,

Reed Hamby

A handwritten signature in cursive script, appearing to read "Reed Hamby".

7-13-19

Jeremy Oliver, LMSW

The Logan Centers

Wynne, Arkansas

To Whom it May Concern:

I am writing this letter to attest of JerriJean Danielson's character and observed interactions with children in home.


I have known Ms. Danielson for the past year as I have assisted her and family. Though I am unable to fully disclose my total interactions with family.

I can shed some light in attesting to high moral compassion and positive safe environment for Ms. Danielson and children in her home; as I have constant interaction with Ms. Danielson and children in home, I can attest to positive interactions in home between children and Ms. Danielson. As I am mandated reporter to my knowledge there have been no reports of Ms. Danielson or anyone in home of child maltreatment, abuse, nor neglect regarding Ms. Danielson in home nor in community. In fact I have witnessed Ms. Danielson display warmth, empathy, and positive direction to children in home, and have also heard reports of her positive impact of children in her classroom, guiding, uplifting and displaying patience to those she comes in contact with.

I have all the confidence in the world that Ms. Danielson is a good, upstanding, moral person, excellent caregiver and teacher.

Sincerely

J. Oliver, LMSW



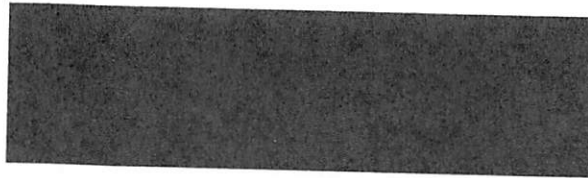
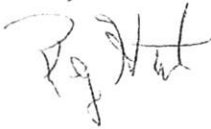
LMSW

To whom it may concern:

I have known Jerrijean Danielson for six years, and in that time I have only ever seen her be appropriate and caring towards the children she teaches. She is a quality professional who uses the appropriate means and approaches to deal with her special needs children. I have worked with her in several different scenarios and have witnessed her ability to meet the needs of her children in an effective and timely fashion. She is a respectable and highly dedicated woman who should continue to work in her capacity due to the immense impact she makes on her students and her coworkers.

Sincerely,

Ray Hurt



07/10/2019

To Whom It May Concern,

My name is Erin Patscheck. I am writing to on behalf of my sister-in-law Jerrijean Danielson. I have known Jerrijean for eighteen years. When my children were quite young, I was diagnosed with bipolar disorder. Shortly after my diagnosis I came to the realization that I could not handle the responsibility of raising my own children. As a result, Jerrijean has been raising my children since my son was seven and my daughter was five. Two years ago, Jerrijean got guardianship of four other children because their parents were involved in drugs and could not take care their children. I have visitation rights and see my children every day at Jerrijean's home. I have been able to witness how Jerrijean interacts with all seven children. I have not seen Jerrijean become violent with anyone in all the years I have known her. She does not abuse the children. When the children are in trouble, she gives them a lecture so they understand why they are in trouble. Then she gives them punishments in the form of standing the in corner, having to sit and look at a wall, being grounded from electronic devices, having to write sentences about what they did wrong, or extra chores around the house. My son and daughter are special needs and Jerrijean has taught them many different things such as how to speak, read, math, and life skills such as counting money. I feel that Jerrijean is an excellent and patient teacher based on the observations I have made while she has taught my own children these skills.

Sincerely,

Erin Patscheck



To whom it may concern:

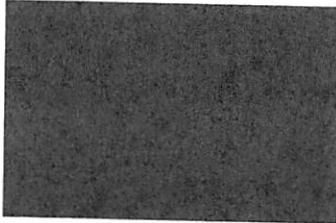
Jerri Jean Danielson was an employee of the Forrest City School District as a special education self-contained teacher for grades six through eight. She had students of various disabilities ranging from physical and/or cognitive limitations. Ms. Danielson was able to show great progress of skills with each of the students that she worked with. While in the classroom, Ms. Danielson created a token economy to teach math, socialization, and life skills. She used the token economy to give consequences for discipline as needed. At times, Ms. Danielson would use a time out corner in the classroom as a consequence for discipline. She used charts to document all behaviors and academic progress for each student.

Ms. Danielson was a strong advocate for each of the students in her classroom utilizing data documentation to verify progress. She showed compassion and consideration for each student at all times. During times of discipline, she verbally worked to deescalate the situation as much as possible. Ms. Danielson handled all interaction with students and colleges with professionalism and respect.

Sincerely,

Neysa Pendergrass

Neysa Pendergrass



To Whom It May Concern:

Re: Jerrijean Danielson

I have worked with Jerrijean for the last 6 years at Forrest City Public School District. She was employed as the Junior High self-contained teacher. Her classroom was set up as a structured classroom. Class procedures and rules were posted for the students to see. She implemented a token economy as her behavior incentives. For discipline situations her students were placed in time out or loss their behavior reward. Jerrijean was always conscience of student's feelings and always made sure she did not embarrass them in front of others. Jerrijean set high expectations for her students. Her students meet goals and made gains in all areas of their education plan.

Sincerely,

Joan DiGaetano



C E R T I F I C A T E

STATE OF ARKANSAS)
) ss.
 COUNTY OF SALINE)

I, SHARON K. HILL, CCR, a Certified Stenomask Reporter and Notary Public before whom the foregoing proceedings was taken, do hereby certify that the same is a true and correct transcription before the Arkansas Division of Elementary and Secondary Education, State Board of Education, in Little Rock, Arkansas, on August 8, 2019, that the said proceedings was reduced to typewritten form by me or under my direction and supervision; and that the foregoing pages constitute a true and correct transcription of all proceedings had in said matter.

I FURTHER CERTIFY that I am neither counsel for, related to, nor employed by any of the parties to this action.

I FURTHER CERTIFY that I have no contract with any parties within this action that affects or has a substantial tendency to affect impartiality, that requires me to relinquish control of an original transcript or copies of the transcript before it is certified and delivered to the custodial agency, or that requires me to provide any service not made available to all parties to the action.

WITNESS, MY HAND AND SEAL, THIS DATE: August 13, 2019.



Sharon K. Hill

SHARON K. HILL, CCR
 Certified Court Reporter
 Certificate No. 670

