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A-3: MARK HOBSON

PLSB EXHIBIT ONE (1)

**WAIVER HEARING FOR MARK E. HOBSON**  
**EXHIBIT LIST**

<b>EXHIBITS</b>	<b>DESCRIPTION OF DOCUMENTS</b>
ADE – 1	Educator's License, dated 1/1/2013
ADE – 2	Notice of Disqualifying Offense, dated 5/1/2018
ADE – 3	Notice of Hearing, dated 6/7/2018
ADE – 4	Arkansas Code Annotated § 6-17-410 (2017)





# ARKANSAS

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## DEPARTMENT OF EDUCATION

### EDUCATOR'S LICENSE

**MARK EDWARD HOBSON**

**MASTERS**

CODE	AREA	TYPE
GRADE LEVEL	VALID FROM	VALID TO
081	HEALTH EDUCATION	STANDARD
7 - 12	1/1/2013	12/31/2017
082	SECONDARY PHYSICAL EDUCATION	STANDARD
7 - 12	1/1/2013	12/31/2017
086	MIDDLE SCHOOL PHYSICAL EDU	STANDARD
5 - 8	1/1/2013	12/31/2017
159	MIDDLE SCHOOL SOCIAL STUDIES	STANDARD
5 - 8	1/1/2013	12/31/2017
302	BUILDING LEVEL ADMINISTRATOR	STANDARD
5 - 12	1/1/2013	12/31/2017
312	BUILD ADMINISTRATOR	STANDARD
PK - 8	1/1/2013	12/31/2017
313	BUILD ADMINISTRATOR	STANDARD
7 - 12	1/1/2013	12/31/2017
417	DRIVER EDUCATION ENDORSEMENT	STANDARD
7 - 12	1/1/2013	12/31/2017

—Invalid Below this Line—

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COMMISSIONER OF EDUCATION

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DIRECTOR - EDUCATOR LICENSURE



# Arkansas Department of Education

*Transforming Arkansas to lead the nation in student-focused education*

AELS CID: [REDACTED]

05/01/2018

## PERSONAL AND CONFIDENTIAL

Mark Hobson  
[REDACTED]

**BY FIRST CLASS & CERTIFIED MAIL**

**RETURN RECEIPT REQUESTED NO.:** [REDACTED] 9344

RE: Child Maltreatment Background Check

Dear Mr. Hobson:

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

Our office has received a finding of a true report against you from the Child Maltreatment Central Registry.

**Date:**

**Offense:**



Therefore, the Department will recommend that the State Board of Education **deny** your eligibility for licensure and employment in an Arkansas education agency or school district.

The Department of Human Services has advised us that it also sent you a letter concerning the true report. You must contact this office **within fourteen (14) days** of the date of this letter if you intend to seek to have your name removed from the Child Maltreatment Central Registry. If you are successful in getting your name removed from the Child Maltreatment Registry, our office may be able to withdraw this letter. (See the information below for contacting the Department of Human Services).



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 charter school, school district, or education service cooperative.

**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.

If you have petitioned the DHS to have your name removed from the Child Maltreatment Central Registry, you may request that your hearing before the State Board be postponed until you have a final determination from the Department of Human Services, as the name removal will alleviate the need to seek a waiver from the State Board.

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](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 these considerations, including the names and phone numbers of persons who may verify information contained in your statement or documentation. See the enclosure for more instructions.

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) 682-5729; or by email at: [Simone.Blagg@Arkansas.gov](mailto:Simone.Blagg@Arkansas.gov).

Sincerely,

/s/ Simone Blagg

Simone Blagg, Attorney  
Educator Effectiveness & Licensure

Enclosures: How to Obtain Further Information or Correct a Record  
Requesting a Waiver

cc: Cheryl Reinhart, Director of Educator Licensure  
Clara Toney, Educator Licensure

AELS CID: [REDACTED]

June 7, 2018

**PERSONAL AND CONFIDENTIAL**

VIA FIRST-CLASS & CERTIFIED MAIL

RETURN RECEIPT REQUESTED NO.: [REDACTED] 9672

Mr. Mark Hobson  
[REDACTED]

**RE: Mark Hobson – Notice of Hearing; Licensure Action Case No. LA18-009**

Dear Mr. Hobson:

The revocation hearing regarding the offense stated below is scheduled for **July 12, 2018**.

Offense: [REDACTED]

Date: [REDACTED]

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**. As the time at which any agenda item is heard is within the State Board's discretion, I am unable to tell you exactly when your matter will be heard. However, once the agenda is published, you will be able to view it on the ADE website.

Please return the enclosed release form by Friday, June 15, 2018 so that we may review the police report and court documents. Along with the form, please provide the following:

1. A written statement and any supporting documents which, at a minimum, address the circumstances that the State Board will consider (*see attached notice*), including names and phone numbers of persons who may verify information contained in your statement or documentation; and
2. Any proposed settlement.

You may also obtain copies of your records and provide copies to our office by Friday, June 15, 2018.

If you have any questions, please feel free to contact Ms. Simoné Blagg at (501) 682-5729, or by email at [Simone.Blagg@arkansas.gov](mailto:Simone.Blagg@arkansas.gov).

Sincerely,

/s/ Simoné Blagg

Simoné Blagg, Attorney  
Educator Effectiveness/Licensure

Enclosures:    Requesting a Waiver  
                    Request for Sealed Records Form

cc:        Cheryl Reinhart, Director of Educator Licensure



Arkansas Code of 1987 Annotated Official Edition  
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\*\*\*Current through all laws of the 2017 Regular Session and 2017 First Extraordinary Session, including changes and corrections by the Arkansas Code Revision Commission.\*\*\*

Title 6 Education  
Subtitle 2. Elementary And Secondary Education Generally  
Chapter 17 Personnel  
Subchapter 4-- Licensure Generally

A.C.A. § 6-17-410

[A.C.A. § 6-17-410 \(Lexis Advance through all laws of the 2017 Regular Session and 2017 First Extraordinary Session, including changes and corrections by the Arkansas Code Revision Commission\)](#)

**6-17-410. Teacher licensure** -- Application, renewal application, revocation, suspension, and probation -- Definitions.

(c) **The state board 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 the following offenses by any court in the State of Arkansas or of any similar offense by a court in another state or of any similar offense by a federal court:

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A-6: RICK NAPIER

EXHIBIT ONE (1)

**Rick L. Napier**  
**HC 30 Box 73B**  
**Pelsor, AR 72856**  
**ricklnapier@gmail.com**  
**Home: (870)294-5534**  
**Cell: (479)774-3171**

## **WORK EXPERIENCE**

1998-Present Established car business  
1997-1998 Deer High School Jr. Boys, Jr Girls, Sr. Girls, and Sr Boys  
1995-1997 South Alabama Girls Basketball  
1992-1995 Oral Roberts Girls Basketball  
1990-1992 Arkansas State University Girls Basketball  
1982-1990 Charleston High School Sr Girls and Sr Boys  
1980-1982 Clarksville High School Jr & Sr Boys  
1978-1980 Lonoke High School Jr & Sr Girls

## **EDUCATION**

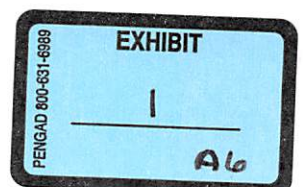
1975-1978 College of the Ozarks  
1964-1975 Mulberry High School

## **INTERESTS**

Volunteering: helping kids of all ages develop their basketball skills and being successful in the sport  
Active supporter of the church youth programs  
Farming: raising angus cows and calves

## **REFERENCES & CONTACTS**

Dr. Andrew Curry, Superintendent	501-984-1640
Brenda Napier, Principal	479-774-4171
Julie Black, School Board Member	870-715-0604
Sharon Pierce, School Board President	870-434-5508
Stanley Taylor, Pastor	870-294-5260
Roger Atkinson, Retired Law Enforcement	870-754-0507
Ronald Brown, Former Principal	870-446-5707







# Arkansas

## DEPARTMENT OF EDUCATION

4 STATE CAPITOL MALL • LITTLE ROCK, ARKANSAS 72201-1071 • (501) 682-4475  
RAYMOND SIMON, Director

June 15, 1999

Senator Tom Kennedy  
Kennedy, Phillips & Douthitt  
Attorneys at Law  
312 West Main Street  
Russellville, AR 72801

Dear Senator Kennedy:

Regarding the revocation of the teaching license of Mr. Rick Napier at the June 14, 1999 State Board of Education meeting, the revocation of his certificate is effective immediately.

In Arkansas Code Annotated § 6-17-405, the teacher license revocation statute, no appeal of the State Board's decision is addressed. Arguably, you could look to Arkansas Code Annotated § 25-15-212, of the Administrative Procedures Act, for an appeal of the State Board's decision. A question may arise as to whether Ark. Code Ann. § 6-17-405 would supercede the provisions of the Administrative Procedures Act since this provision speaks specifically to the revocation of teacher licenses.

In the alternative, Mr. Napier can consider reapplication after December 31, 2002, the date his license would have lapsed.

Should you have any questions regarding this letter, please do not hesitate to contact me at (501) 682-4227.

Sincerely,

Theresa Wallent  
Staff Attorney

cc: ✓ Rick Napier  
Ron Tolson, Teacher Licensure

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STATE BOARD OF EDUCATION: Chairman - BETTY PICKETT, Conway • Vice Chairman - JONELL CALDWELL, Bryant  
Members: EDWIN B. ALDERSON, JR., El Dorado • CARL E. BAGGETT, Rogers • MARTHA DIXON, Arkadelphia • WILLIAM S. FINNEY, Paragould •  
LUKE GORDY, Van Buren • ROBERT HACKLER, Mountain Home • JAMES McLARTY III, Newport • RICHARD C. SMITH, JR., McGehee •  
LEWIS THOMPSON, JR., Texarkana • ANITA YATES, Bentonville

An Equal Opportunity Employer

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
U.S. Probation / Pretrial Services**

**Myron L. Smith**  
Chief U.S. Probation Officer

Isaac C. Parker Federal Building  
6<sup>th</sup> and Rogers  
P.O. Box 1564  
Fort Smith, Arkansas 72901  
479-783-8050  
Fax -479-783-5761

March 2, 2004

Mr. Rick Napier  
309 East Main Street  
Clarksville, AR 72830

**RE: Termination of Supervision**

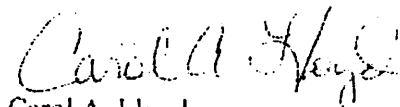
Dear Mr. Napier:

I am pleased to inform you that your term of supervised release expires on March 11, 2004. It will not be necessary to report to or to submit any further reports to this office.

We appreciate the effort you have made to fulfill the obligations which you accepted at the time you were placed on supervision. We hope the guidance provided by our office has been helpful and extend to you our best wishes for your future happiness and success.

Should you ever need any further assistance, please contact me.

Sincerely,



Carol A. Lloyd  
U.S. Probation Officer

Arkansas State Board of Education

Four Capitol Mall

Little Rock, Arkansas 72201

Dear State Board Members,

I am writing this letter in support of Mr. Rick Napier in his quest to have his license reinstated. I believe that Mr. Napier possess the character and moral integrity necessary to have his education license reinstated. I have seen Mr. Napier's work ethic and his dedication to students and I believe he has the character necessary to be a strong positive influence on children.

I can be reached for more comment or questions at [acurry1865@gmail.com](mailto:acurry1865@gmail.com) or 501-984-1640.

Sincerely,



Dr. Andrew Curry

Superintendent

Deer/Mt. Judea School District





# Arkansas Assemblies of God

HC 30 Box 58  
Pelsor, AR 72856  
870-294-5260  
bmei@eritter.net

 **Stan Taylor**  
Presbyter  
Section 6

Arkansas Department of Education  
Four Capitol Mall, Room 403-A  
Little Rock, Arkansas 72201

July 11, 2018

RE: Rick Napier

Dear Board Members:

I would like to recommend, for your consideration, reinstatement of credentials for Rick Napier. Rick and his family are members in good standing of the church I pastor, Lurton Assembly. Rick exemplifies a wonderful attitude and supports faithfully the youth of our church and community. I am confident he has made a total life change and has a personal relationship with God. His past mistakes, he not only regrets, but has made total restitution. He has always been an outstanding coach and genuinely cares about the kids, now he can teach them by example and coaching skills. Please consider reinstating his credentials so there is no delay in the benefit he will bring to the school and to the kids.

Thank you for your consideration.  
Sincerely,



Pastor Stan Taylor  
Presbyter, Section 6, Arkansas District Assemblies of God  
Legislative Chairman, Newton County Farm Bureau  
Board Member, Arkansas Natural Heritage Commission

**AFFIDAVIT**

I, the undersigned, after being duly sworn on oath, state as follows:

1. I am a resident of Deer, Arkansas, and have so resided for a number of years.
2. I have worked for the Deer Schools for over 20 years. In my job capacity as principal of the Deer Schools I have known Rick Napier both personally and professionally.
3. In his capacity as coach, Rick Napier always projected a positive attitude for the youth of our schools and was dedicated to his job. He showed true concern for the kids and thoroughly enjoyed his position as coach.
4. I am aware of the charges pending against Mr. Napier and nothing arising out of the allegations causes me to believe that Mr. Napier's teaching credentials should be revoked. It believe this would be a great injustice for all concerned.
5. It is my belief that Mr. Napier should be allowed to continue to teach and continue to project the positive he possesses.

Further affiant sayeth not.

Dated this 25 day of March, 1999.



RONNIE BROWN  
HC 31, Box 508  
Deer, Arkansas 72628

STATE OF ARKANSAS  
COUNTY OF

Subscribed and sworn to before me, a Notary Public, on this 25 day of March, 1999.

  
NOTARY PUBLIC

My commission expires:  
10-12-2005



United States Department of Justice  
Office of the Pardon Attorney  
Washington, D. C. 20530

# CHARACTER AFFIDAVIT on behalf of

Rick Napier

(print or type name of petitioner)

In support of the application of the above named petitioner to the President of the United States for pardon, I, Roger Atkinson

(print or type name of affiant)

residing at HC 31 Box 200

(Number)

Street

Deer

City

AR

State

72628

Zip Code

(870)428-5238

Telephone (include area code)

whose occupation is Law Enforcement Officer

certify that I have personally known the petitioner for 3 1/2 years. Except as otherwise indicated below, petitioner has behaved since the conviction in a moral and law-abiding manner. My knowledge of petitioner's reputation, conduct and activities, including whether the petitioner has been arrested or had any other trouble with public authorities and has been steadily employed, is as follows:

When Rick Napier came to Deer as basketball coach, he coached my son in his sophomore year. I was very pleased with his abilities and enthusiasm. Since his termination as coach due to his conviction, I feel that our students have suffered the loss of a dedicated professional. Rick has also suffered in not being in the field for which he has a passion. Rick has accepted all responsibility for any wrongdoing and has paid the price. He has maintained steady employment and is active as a volunteer coach with our elementary students. I strongly support this application for pardon in hope that Rick Napier may pursue his career in coaching.

I do solemnly swear that the foregoing information is true and correct to the best of my knowledge and belief.

Roger Atkinson  
(signature of affiant)

Subscribed and sworn to before me this 3 day of Jan 192001

Sharon K. Spradley  
Notary Public

OFFICIAL SEAL  
SHARON K. SPRADLEY  
NOTARY PUBLIC - ARKANSAS  
NEWTON COUNTY  
MY COMMISSION EXPIRES: 10-12-2005

## 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 State Department of Education, State Board of Education, in Little Rock, Arkansas, on July 12, 2018, 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: July 19, 2018.



*Sharon K. Hill*

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

