

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the
Disciplinary Action of the
Educator Certificate of
Jerri Onita Grant
Certificate 270843

**ORDER OF SUSPENSION
(BREACH OF CONTRACT)**

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on December 13, 2022. On September 27, 2022, the South Carolina Department of Education (SCDE) sent Jerri Onita Grant a notice via regular and certified mail of her right to a hearing regarding the possible suspension of her South Carolina educator certificate. Ms. Grant received the notice on October 6, 2022, as evidenced by signed postal receipt. She has not contacted the SCDE to request a hearing and is now in default.

After considering the evidence presented, the State Board voted to suspend Ms. Grant's educator certificate for a period of one year, commencing on December 13, 2022, and ending on December 12, 2023.

FINDINGS OF FACT

This case concerns a formal complaint of James Island Charter High School (School) seeking the suspension of the educator certificate of Jerri Onita Grant for breach of contract. The State Board has jurisdiction in this matter pursuant to S.C. Code Ann. § 59-25-150 (2020) and S.C. Code Ann. § 59-25-530 (2020).

On May 9, 2022, Ms. Grant signed a contractual agreement with the School to serve as a teacher for the 2022-23 school year. On August 11, 2022, Ms. Grant submitted a resignation form to the School, effective immediately, citing personal reasons. On August 22, 2022, the School informed Ms. Grant she would not be released from her contract until a suitable replacement was hired. She did not return to fulfill her contract with the School. On September 19, 2022, the School Board of Directors voted to report Ms. Grant's breach of contract to the SCDE. The School reported the matter to the SCDE on September 27, 2022.

After considering the evidence, the State Board finds that the evidence presented demonstrates that Ms. Grant breached her contract with the District, and that just cause exists to suspend Ms. Grant's certificate 270843 for a period of one year, commencing on December 13, 2022, and ending on December 12, 2023.

CONCLUSIONS OF LAW

"The South Carolina Board of Education may, for just cause, either revoke or suspend the certificate of any person." Just cause includes, *inter alia*, "unprofessional conduct" and "willful violation of the rules and regulations of the State Board of Education." S.C. Code Ann. § 59-25-160 (3) and (4) (2020). Pursuant to 24 S.C. Code Regs. 43-58 (2) and (14) (2021), the State Board of Education had the legal authority to suspend a certificate for "failure to comply with the provision of a contract without the written consent of the local school board." With respect to breach of contract, "any teacher who fails to comply with the provisions of his [or her] contract without written consent of the school board shall be deemed guilty of unprofessional conduct." S. C. Code Ann. § 59-25-530 (2020). "Upon formal complaint of the school board, substantiated by conclusive evidence, the state board shall suspend or revoke the teacher's certificate, for a period not to exceed one calendar year." *Id.*

The State Board finds that the evidence presented demonstrates that Ms. Grant breached her contract without the consent and/or approval of the District. Accordingly, the evidence presented supports the State Board's determination that just cause exists to suspend the educator certificate of Jerri Onita Grant for a period of one year, commencing on December 13, 2022, and ending on December 12, 2023.

If Ms. Grant wishes to have her educator certificate reinstated at the end of the suspension period, she shall make a written request to the SCDE's Office of Educator Services and shall meet all certification requirements in effect at the time he requests reinstatement. Ms. Grant shall also pay the applicable reinstatement fee. The suspension of Ms. Grant's educator certificate 270843 shall be reported to the NASDTEC Clearinghouse and all South Carolina school districts within thirty days from the date of

Jerri Onita Grant, certificate 270843

ORDER OF SUSPENSION

December 13, 2022

Page 3 of 3

this order, with the reason stated as “unprofessional conduct, breach of contract, willful neglect of duty, and failure to comply with the provisions of a contract without the written consent of the local school board.”

AND IT IS SO ORDERED.

South Carolina State Board of Education

s/Crystal F. Stapleton

Crystal F. Stapleton, Chair

Columbia, South Carolina

December 13, 2022