STATE OF SOUTH DAKOTA)	OFFICE THE SECREATARY
COUNTY OF HUGHES) SS)	SOUTH DAKOTA DEPT. OF EDUCATION
In re: certification application of ADAM I. STRATMEYER) DSE 2022-13
) AMENDED ORDER DENYING) EDUCATOR CERTIFICATE

In accordance with and pursuant to the authority granted to the Secretary in SDCL §13-42-4, 13-24-9, and ARSD article 24:18, and after review of the record herein, the Secretary issues the following Order:

- 1. The Secretary accepts the allegations of the Notice of Intent to Deny Educator Certificate as true and enters the attached Findings of Fact and Conclusions of Law.
- 2. The application of Adam I. Stratmeyer for an alternative preliminary initial educator certificate is DENIED.
- 3. Adam I. Stratmeyer is permanently prohibited from reapplication for an education certificate in the State of South Dakota.
- 4. The Order and Findings of Fact and Conclusions of Law are a public record pursuant to SDCL §§ 13-42-17.1 and ARSD 24:18:04:05.
- 5. Notification of this denial is to be placed on the NASDTEC registry and be placed in applicant's permanent certification file within the South Dakota Department of Education.

This constitutes final agency action and may be appealed to circuit court pursuant to

ARSD 24:18:02:06.

Dated this day of December, 2022.

South Dakota Department of Education

800 Governors Drive

Pierre, SD 57501

STATE OF SOUTH DAKOTA) 99	OFFICE THE SECREATARY
COUNTY OF HUGHES) SS)	SOUTH DAKOTA DEPT. OF EDUCATION
In re: certification application of ADAM I. STRATMEYER) DSE 2022-13
) AMENDED FINDINGS OF FACT) AND CONCLUSIONS OF LAW

Adam I. Stratmeyer filed an alternative preliminary initial application for an educator certificate which was activated on July 18, 2022. After reviewing the entire file, the Secretary enters the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

- On or about the September 1, 2022, the South Dakota Department of Education Office of
 Education Certification (hereinafter "Department") attempted to serve a Notice of Intent to
 Deny Educator Certificate and attached exhibits on Adam I. Stratmeyer (hereinafter
 "Stratmeyer") via email, first class mail, and certified mail.
- In his application, Stratmeyer disclosed that he was charged and convicted of a DUI in 2008, Reckless Driving in 2016, and Failure to Report an Accident in 2019.
- 3. Stratmeyer also disclosed that he was charged with Terroristic Threats/Misuse of Electronic Communication in 2021, and stated those charges were dismissed.
- 4. On August 5, 2022, Stratmeyer was informed by the Department that an ongoing investigation was being conducted in regard to his pending application.
- 5. Stratmeyer was asked by the Department to provide a police report that led to his arrest in Pennington County on or about January 4, 2022, to which extent he did comply.
- 6. Stratmeyer ultimately failed to *adequately* disclose his complete criminal history in South Dakota since 2009, as follows:

- 32-35-113 (M2) Fail to Maintain Financial Responsibility, dismissed in 2009
- 32-23-2 (M1) Driving Under the Influence 1st Of, convicted in 2009
- 32-12-22 (M2) No Drivers License, dismissed in 2016
- 32-24-1 (M1) Reckless Driving, convicted in 2016
- 32-34-7 (M2) Failure to Report Accident to Police Office, convicted in 2019
- 22-8-13 (F5) Terrorist Threat, recharged by indictment in 2022
- 49-31-31 (M1) Permit Threatening or Harassing Telephone Calls, recharged by indictment in 2022
- 22-8-13 (F5) Terrorist Threat, dismissed in 2022
- 49-31-31 (M1) Permit Threatening or Harassing Telephone Calls, dismissed in 2022
- 7. The Notice of Intent informed Stratmeyer that if he failed to request a hearing within 30 days after service of the Notice, the allegations of the Notice would be accepted as true by the Secretary.
- 8. The certified mail packet containing the Notice of Intent was returned to the Department on September 21, 2022.
- The email containing the Notice of Intent, however, was delivered to Stratmeyer's email on file.
- 10. The Department sent a subsequent email to Stratmeyer on September 22, 2022, requesting an updated physical address and did not receive a response.
- 11. The Department received no request for a hearing.

CONCLUSIONS OF LAW

- 12. Grounds for the denial or non-renewal of an educator certificate are provided in SDCL § 13-42 et seq.
- 13. The Secretary of the Department of Education has the power and authority to refuse to issue or renew a certificate. SDCL §13-42-9.
- 14. Stratmeyer's concerning criminal history, his underlying acts therein involving Driving
 Under the Influence, Reckless Driving, Terrorist Threats, and Threatening or Harassing
 Communication, and failure to disclose constitutes acts of moral turpitude in violation of

- 15. Any Conclusion of Law more properly designated as a Finding of Fact is hereby so designated.
- 16. Stratmeyer's application should be denied pursuant to SDCL §13-42-9.
- 17. Stratmeyer should be permanently prohibited from reapplication for an educator certificate

in the State of South Dakota.

Dated this day of December, 2022.

Secretary, South Dakota Department of Education