

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF EDUCATION
PROFESSIONAL STANDARDS AND PRACTICES COMMISSION

In Re: Laurie Kellogg

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PSPC Docket No. DI-91-18

MEMORANDUM AND ORDER

On September 4, 1991, the Department of Education filed with the Commission a Notice of Charges, alleging that the respondent, Laurie Kellogg, had been indicted in the State of New York by the Grand Jury of the County of Seneca for two counts of Murder in the Second Degree, Conspiracy in the First Degree, Burglary in the First Degree, Conspiracy in the Second Degree, the Criminal Use of a Firearm in the First Degree and the Criminal Use of a Firearm in the Second Degree, in violation of §§125.25(1), 125.25(3), 105.17, 140.30(1), 105.15, 265.09(1), and 265.03 of the Penal Law of the State of New York. The Notice of Charges included a copy of the Indictment, certified by the County Clerk of Seneca County, New York.

The Department avers that the crimes for which Ms. Kellogg has been indicted are crimes involving moral turpitude. Therefore, the Department avers, the professional teaching

certificate issued to Ms. Kellogg must be suspended pursuant to section 5(a)(11) of the Teacher Certification Law, as amended, 24 P.S. §12-1255(a)(11). The Department also avers that Ms. Kellogg is "a danger to the health, safety and welfare of students in the schools of this Commonwealth."

On October 9, 1991, the Department filed with the Commission a Motion for Judgment on Default pursuant to 1 Pa. Code §35.37 and 22 Pa. Code §233.13(e)(1)(iii). The Department avers that Ms. Kellogg received a copy of the Notice of Charges, by certified mail, on September 6, 1991, and that she was expressly informed that she must respond to the Notice of Charges no later than thirty days after receipt thereof.

Ms. Kellogg has not responded to the Notice of Charges in the time prescribed by section 13(a) of the Teacher Certification Law, as amended, 24 P.S. §12-1263(a). Neither has Ms. Kellogg responded to the Motion for Judgment on Default. Thus, under 1 Pa. Code §35.37 and 22 Pa. Code §233.13(e)(1)(iii), Ms. Kellogg is in default and is deemed to have admitted the factual allegations contained in the Notice of Charges.

By letter dated October 28, 1991, the Commission notified Ms. Kellogg and the Department that the Commission would consider the matter at a closed meeting of the Commission on November 14, 1991. Neither Ms. Kellogg nor the Department has filed any

written materials or appeared before the Commission in response to the Commission's letter.

After due deliberation, the Commission at its meeting of November 14, 1991, determined, by roll call vote, that the professional teaching certificate of Laurie Kellogg must be suspended under section 5(a)(11) of the Teacher Certification Law since she has been indicted for a crime involving moral turpitude.

Now, therefore, this 14th day of November, 1991, it is hereby ORDERED, pursuant to section 5(a)(11) of the Teacher Certification Law, that the professional teaching certificate issued to Laurie Kellogg shall be SUSPENDED. Further, because Ms. Kellogg is deemed to have admitted that she is a danger to the health, safety and welfare of the students in the schools of this Commonwealth, it is further hereby ORDERED that the certificate shall be suspended immediately and the appropriate agencies, officials and institutions notified of the suspension in accordance with 22 Pa. Code §49.64(f).

PROFESSIONAL STANDARDS AND
PRACTICES COMMISSION

By: Howard R. Selekman
Howard R. Selekman
Chairperson

Attest: Warren D. Evans
Warren D. Evans
Executive Director