

**COMMONWEALTH OF PENNSYLVANIA
PROFESSIONAL STANDARDS AND PRACTICES COMMISSION**

DEPARTMENT OF EDUCATION,	:	
Petitioner,	:	
	:	
v.	:	DOCKET NO. IS-22-015
	:	
SHAWN E. MILLER,	:	
Respondent.	:	

ORDER LIFTING SUSPENSION

On July 22, 2022, the Department of Education (“Department”) filed a Notice of Charges seeking the immediate suspension of Shawn E. Miller’s (“Respondent”) certificates and employment eligibility pursuant to section 9b(a)(1) of the Educator Discipline Act (“Act”). Without making any admissions, Respondent agreed not to contest the Department’s request for immediate suspension. Accordingly, by Order dated August 24, 2022, the Commission directed the Department to immediately suspend Respondent’s certificates and employment eligibility.

Pursuant to section 9b(a)(1)(iii) of the Act, the Commission shall direct the Department to immediately lift a suspension upon receipt of certified court documents establishing that the criminal charges have been dismissed or otherwise removed.¹ 24 P.S. § 2070.9b(a)(1)(iii). The Commission is in receipt of certified court documents showing that the charges filed against Respondent were dismissed upon motion of the Commonwealth. Thus, the Act mandates Respondent’s immediate reinstatement.²

1. The Commission’s bylaws authorize its legal counsel to enter reinstatement orders under this section. See 22 Pa. Code § 233.123(e)(6)(iii).

2. The Commission will direct the Department to reinstate Respondent’s certificates and employment eligibility effective November 9, 2023, the date of the court’s order granting the Commonwealth’s motion to withdraw the charges docketed at CP-11-CR-0000609-2022. The Commonwealth’s motion to withdraw charges in a related case was granted on June 29, 2023.

Order

AND NOW, this 18th day of January 2024, it is hereby Ordered:

1. Pursuant to 24 P.S. § 2070.9b(a)(1)(iii), the Department shall lift the suspension and reinstate Respondent's certificates and eligibility to be employed as a charter or cyber charter school staff member or contracted educational provider staff member, effective November 9, 2023.
2. The Department may pursue discipline against Respondent on other available grounds if it determines that such action is warranted. 24 P.S. § 2070.9b(b).

PROFESSIONAL STANDARDS AND
PRACTICES COMMISSION



Shane F. Crosby
Legal Counsel

Date Mailed: January 18, 2024