
**SCHOOL ACT
ALBERTA REGULATION 11/2010
PRACTICE REVIEW OF TEACHERS REGULATION**

**PRACTICE REVIEW HEARING COMMITTEE HEARING
DECISION OF THE HEARING COMMITTEE REGARDING
COMPLAINT**

ABOUT MR. ROBERT MORIN

MADE BY [REDACTED]

**HEARING HELD ON JUNE 22, 2012
AT EDMONTON, ALBERTA**

The Practice Review Hearing Committee (Hearing Committee) established by the Registrar, in accordance with section 7 of the *Practice Review of Teachers Regulation (Regulation)*, convened to hear a complaint about the alleged unprofessional conduct of Mr. Robert Morin. The following were Members of the Hearing Committee:

Chair and Teacher Member [REDACTED]
Teacher Member [REDACTED]
Public Member [REDACTED]

The hearing began on Friday, June 22, 2012 at 9:00 a.m. at 44 Capital Boulevard Building, 10044 108 Street, Edmonton, Alberta. Proceedings were formally recorded by Court Reporter Tamara Kremer.

The following were present at the hearing:

[REDACTED] Assistant Registrar
[REDACTED] Legal Counsel to the Hearing Committee
[REDACTED] Recording Secretary

MANDATE OF THE PRACTICE REVIEW HEARING COMMITTEE (Hearing Committee)

To hear the evidence presented with respect to the complaint about the alleged unprofessional conduct of Mr. Robert Morin in order to determine whether Mr. Morin's actions constitute unprofessional conduct, as defined under section 24 of the *Regulation*, and, if so, make recommendations under section 25 of the *Regulation*.

PRELIMINARY & SUBSEQUENT MATTERS

The Chair confirmed that all parties had copies of all documents which were before the Hearing Committee. The Chair reviewed the correspondence received from Mr. Morin indicating that he would not be in attendance for the hearing and confirmed that the Assistant Registrar had no objection to the composition of the Hearing Committee.

HISTORY OF COMPLAINT

1. A complaint of unprofessional conduct was made against Mr. Robert Morin by [Name Redacted], Superintendent for [School Division Redacted] on November 14, 2007.
2. On December 20, 2007, the Registrar appointed [REDACTED] to investigate the complaint. The investigation was suspended pending the outcome of a criminal investigation against Mr. Morin.
3. On April 12, 2010, the Registrar appointed [REDACTED] ("the Investigator") to investigate the complaint. Mr. Morin declined to participate in the investigation.

4. By letter dated April 24, 2012, after reviewing the report of the investigator, the Registrar advised Mr. Morin that he was referring the matter to a hearing of the Practice Review Hearing Committee to hear the following allegation:

That he engaged in an inappropriate conduct with a [gender redacted] student while a teacher at [School Division Redacted].

5. By letter dated May 3, 2012, the Chair of the Practice Review Hearing Committee advised Mr. Morin that the hearing would be held commencing June 22, 2012.

BACKGROUND

On November 14, 2007, [Name Redacted], Superintendent of [School Division Redacted] forwarded a letter of complaint to [REDACTED] Assistant Registrar, Alberta Education, Edmonton, Alberta. He alleged unprofessional conduct on the part of Robert Morin while he was a teacher at the [School Redacted], [Location Redacted], Alberta.

[Name Redacted] alleged unprofessional conduct on the part of Robert Morin as he had reason to believe that the teacher had engaged in inappropriate conduct with a [Gender Redacted] student in his care.

As a result of the police investigation, Robert Morin was charged under section 153(1)(a) of the Criminal Code. On May 8, 2009, Mr. Morin pled guilty to the offence and was sentenced to one year incarceration and received nine months probation following his release.

HEARING COMMITTEE'S FINDINGS:

After due deliberation and consideration of the evidence before it, and in accordance with section 24(1) of the *Practice Review of Teachers Regulation*, the Hearing Committee finds Mr. Morin guilty of unprofessional conduct in that he engaged in inappropriate conduct with a [gender redacted] student while a teacher at [School Redacted].


This finding is based upon the following:

1. Interviews by the Investigator with the custodian, vice-principal and principal of the [School Redacted], which confirmed that Mr. Morin, a teacher in a position of trust, sexually touched a [gender redacted] student in his classroom on at least one occasion.
2. Mr. Morin pled guilty and was convicted on May 8, 2009 to a charge under Part XIX (indictable) of the Criminal Code. The specifics of the charge were as follows:

Between the 3rd day of September, 2007 and the 13th day of November, 2007, both dates inclusive, at or near [Location Redacted], Alberta, being in a position of trust or authority towards or in a relationship of dependency with [the [REDACTED] student], a young person, did for a sexual purpose unlawfully touch directly or indirectly with a part of the body or with an object a part of the body of [the [gender redacted] student], contrary to section 153(1)(a) of the *Criminal Code of Canada*.

HEARING COMMITTEE'S RECOMMENDATION:

On the basis of the findings, and in accordance with s. 25(1) of the *Practice Review of Teachers Regulation*, the Hearing Committee recommends that the Minister of Education cancel the Permanent Professional Certificate of Mr. Robert Morin.


Chair
Practice Review Hearing Committee

June 28, 2012

Date