THE TEACHING PROFESSION ACT AND AMENDING ACTS

IN THE MATTER OF a charge or complaint against Rocky Blaine Bohnet

ORDER OF THE PROVINCIAL EXECUTIVE COUNCIL OF THE ALBERTA TEACHERS' ASSOCIATION

The Discipline Committee of The Alberta Teachers' Association, pursuant to authorization in that behalf, did, after duly investigating the charges of unprofessional conduct laid against Rocky Blaine Bohnet by Provincial Executive Council, on Thursday, November 26, 1992, find him guilty of unprofessional conduct. A report in writing of its findings and recommendations was made to the Provincial Executive Council of The Alberta Teachers' Association. After due consideration of the report and the recommendations made by the Discipline Committee, the Provincial Executive Council of The Alberta Teachers' Association does hereby:

- (a) expel Rocky Blaine Bohnet from the Association, and
- (b) recommend to the Minister of Education that Rocky Blaine Bohnet's teaching certificate be cancelled and that any future application by Mr Bohnet for teaching certification be denied.

DATED at the City of Edmonton, in the Province of Alberta, Friday, January 8, 1993.

THE ALBERTA TEACHERS' ASSOCIATION

Per:		
	President	
y Per:		
	Executive Secretary	
/mo		

REPORT OF THE DISCIPLINE COMMITTEE

IN THE MATTER OF a charge of unprofessional conduct against Rocky Blaine Bohnet

The Discipline Committee of The Alberta Teachers' Association reports that charges of unprofessional conduct laid against Rocky Blaine Bohnet of [Location Redacted] were duly investigated in accordance with the Teaching Profession Act (RSA 1980, Chapter T-3) and the Discipline Bylaws of the said Association. The hearing was held in Barnett House, 11010 142 Street, Edmonton, Alberta, Canada on Thursday, November 26, 1992 at 0900 hours. Discipline Committee members present were:

the case against the accused. Neither the defendant nor counsel representing the defence was present for the hearing. The secretary to the committee reported that he had been in contact with R Bohnet the morning of the hearing. The defendant indicated that he would not be present at the hearing nor would he be submitting a statement. The hearing proceeded.

No objection was made to the constitution of the committee nor its jurisdiction to hear the case.

Since the defendant was not present, a plea of "not guilty" was entered for each of the charges.

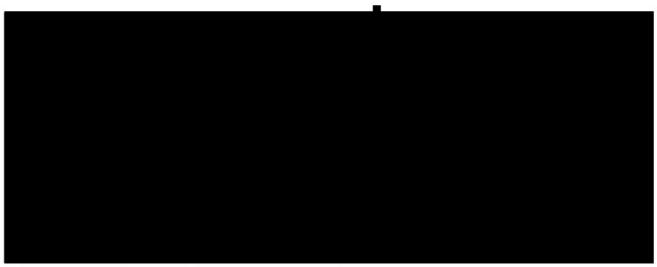
- 1. Rocky Blaine Bohnet is charged with unprofessional conduct contrary to the Discipline Bylaws of The Alberta Teachers' Association in that he, while a member of The Alberta Teachers' Association, on the 16th day of June AD, 1992, at or about the city of [Location Redacted], in the Province of Alberta was convicted of an offence under part XIX of the Criminal Code to wit: Between the 1st day of May, 1991, and the 31st day of July, both dates inclusive, at or near [Location Redacted], being in a position of trust or authority towards or in a relationship of dependency with [Name Redacted], 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 [Name Redacted], contrary to section 153(1) of the Criminal Code of Canada.
- 2. Rocky Blaine Bohnet is charged with unprofessional conduct contrary to the Discipline Bylaws of The Alberta Teachers' Association in that he, while a member of The Alberta Teachers' Association, breached the Code of Professional Conduct of The Alberta Teachers' Association in that he, between the 1st day of May, 1991, and the 31st day of July, both dates inclusive, at or near [L ocation Redacted],

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Alberta, being in a position of trust or authority towards or in a relationship of dependency with [Name redacted], a young person, did for a sexual purpose unlawfully touch, directly o indirectly, with a part of the body or with an object, a part of the body of [Name Redacted], contrary to Section 153(1) of the Criminal Code of Canada, thereby failing to treat the student, [Name redacted], with dignity and respect and was not considerate of [gender redacted] circumstances

Witnesses

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Decision of the Discipline Committee

Charge 1 - Guilty

Charge 2 - Guilty

Reasons for Decision:

- 1. R Bohnet was convicted of an indictable criminal offense under the Criminal Code of Canada and is therefore guilty of unprofessional conduct under section 9(2)(f) of the Discipline Bylaws.
- 2. A teacher who engages in a sexual relationship with a pupil does not treat that student with dignity and respect and is not considerate of the student's circumstances.

Recommended Penalty

The Discipline Committee recommends to Provincial Executive Council the following penalty:

Charge 1 - That R Bohnet's eligibility for membership in The Alberta Teachers' Association be cancelled and that a recommendation be made to the Minister of Education that R Bohnet's teaching certificate be cancelled and that any future application by R Bohnet for teaching certification be denied.

Charge 2 - That R Bohnet's eligibility for membership in The Alberta Teachers' Association be cancelled and that a recommendation be made to the Minister of Education that R Bohnet's teaching certificate be cancelled and that any future application by R Bohnet for teaching certification be denied.

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Reasons for Recommended Penalty

- 1. Society has the right to expect that teachers will act in a manner which establishes and maintains the trust relationship between teachers and children. R Bohnet's behaviour betrayed such trust.
- 2. R Bohnet had been cautioned as to the inappropriateness of his intimate conversations with Despite the advice he escalated the relationship to a sexual level.
- 3. R Bohnet showed a lack of sound judgment by his actions. He exploited a vulnerable student who viewed teacher as an understanding, caring and trustworthy adult.
- 4. R Bohnet's activities with detrimental effect upon had a significant
- 5. R Bohnet's behaviour was deplorable and repugnant in that he used his teaching position to exploit a young student for sexual purposes.

DATED at the City of Edmonton in the Province of Alberta, Friday, November 27, 1992.

THE DISCIPLINE COMMITTEE
THE ALBERTA TEACHERS' ASSOCIATION