

March 22, 2010

MEMORANDUM OF AGREEMENT

B E T W E E N :

Ontario College of Teachers

- and -

Jarrett Scott Brosseau,

WHEREAS Jarrett Scott Brosseau is a Member of the Ontario College of Teachers (Certificate number 504465);

AND WHEREAS Michael Salvatori, OCT, Registrar and Chief Executive Officer, initiated a complaint on October 2, 2009, with respect to the conduct or actions of Jarrett Scott Brosseau;

THE PARTIES to this agreement are the Ontario College of Teachers (the "College") and Jarrett Scott Brosseau (the "Member"). The Registrar's signature on this Memorandum of Agreement (the "MOA") does not bind the Investigation Committee in its function to consider and dispose of this matter.

WHERE THE INVESTIGATION COMMITTEE requests modifications to this MOA, the Dispute Resolution Officer shall consult the parties as to whether the modifications are acceptable. If the parties accept the modifications, the revised MOA shall become final and binding once ratified by the Investigation Committee.

WHERE THE INVESTIGATION COMMITTEE does not ratify the MOA or the parties do not accept the modifications, the complaint will proceed through the investigation process and will be considered by a differently constituted panel of the Investigation Committee. The second panel of the Investigation Committee will not be provided with nor will it consider this MOA.

Agreed Statement of Facts

The parties hereby agree to the truth and accuracy of the facts that are hereinafter expressed and agree to the receipt of this document by the Investigation Committee.

1. At times relevant to this matter, the Member was employed as a teacher at [REDACTED] School (the 'School') with the Kewatin-Patricia District School Board (the "Board").

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11. The Member understands that upon ratification of this MoA, the panel of the Investigation Committee shall admonish him in writing.
12. The Member agrees and admits that if he held a certificate of qualification and registration valid at the present time, it would be revoked.
13. The Member agrees and undertakes to never seek employment in a publicly funded education institution.
14. The Member agrees and undertakes, under any circumstances, to never re-apply to the College for a reinstatement of his certificate of qualification and registration.
15. The Member agrees and understands that should he breach this MoA and request a reinstatement of his teaching certificate and registration, all the facts giving rise to the concerns relating to the Member's conduct up to this day will be considered including and not limited to, the Member's admission contained herein along with any other relevant concerns occurring after the ratification of this MoA.
16. The Member agrees and understands that from the date of ratification of this MoA, the Public Register shall indicate:

"Pursuant to the ratification by the Investigation Committee of a Memorandum of Agreement between the Member and the Ontario College of Teachers. The Member's certificate of qualification and registration is cancelled and the Member undertakes not to ever seek employment in a publicly funded school."

17. The Member agrees and understands that the College shall publish a summary of the complaint and its resolution as contained in this MoA including the Member's identity. Such publication may include the College's official publication, *Professionally Speaking/Pour parler profession*, on the College web site, and in such other manner as the Registrar deems appropriate.

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2. The Member's employment was terminated by the Board on November 27th 2009.
3. The Member admits having acted in an inappropriate and unprofessional manner and failed to maintain the standards of the profession when he engaged in an inappropriate relationship with [REDACTED] a female student under the age of [REDACTED] years.
4. The Member engaged in a sexual relationship with [REDACTED] since approximately October 2006 when she was [REDACTED] years old.
5. Although the Member was subject to a police investigation, the investigation was closed as the Member's conduct did not meet the criminal threshold of a criminal offence given the age of the student and the fact that the Member was not in a direct position of authority with [REDACTED] as a student.
6. The Member incited [REDACTED] to keep their relationship confidential and to lie should she be asked and state that she was rather in a relationship with the Member's brother.
7. The Member expressed to the Board that he was remorseful and deeply regretted that this situation negatively impacted the Board, his colleagues, students and the teaching profession.
8. The Member voluntarily accepts the dispositions of this MoA and understands that by doing so, he is waiving the right to require the College to prove the allegations against him and the right to a contested hearing.

Joint Submission on Resolution

The parties agree to resolve the complaint as follows:

9. The parties agree and undertake that upon ratification of this MoA, there shall be no further action taken, no appeal of any or all of the terms of this agreement, and no application for judicial review, providing the terms of this MoA are adhered to.
10. The parties agree and understand that if any phrase or paragraph of this MoA is deemed null and void, the nullified section shall be replaced by a valid text attaining the same objective. The ratified MoA shall, at all times, remain in force and effect.

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18. The Member agrees and understands that, upon ratification of this MoA, the College shall provide notice of the cancellation of the Member's certificate of qualification and registration to those organizations routinely notified by the College of action including but not limited to school boards, teacher federations or affiliates, and teacher licensing and governing bodies in Canada and elsewhere.
19. The Member understands and agrees that, upon ratification of this MoA, the College shall maintain a copy of the Decision of the Investigation Committee, including this MoA, in the College's Margaret Wilson Library. The Decision will be made available for review by the public.
20. The Member agrees and understands that should he breach this MoA by not adhering to his obligations as stated in this MoA, the College may:
 - a) provide a copy of this MoA and the Decision of the Investigation Committee to any employer, licensing body, or education authority who enquire about the Member's record with the College.
 - b) prosecute the Member for the behaviour giving rise to the complaint relating to this MoA as well as for breach of his undertakings under this MoA.
21. The Member agrees and understands that, in the event he breaches a term of this MoA, he is estopped from alleging, by way of defense, that the College failed to investigate or dispose of the complaint in a timely manner with respect to the period between the resolution of the complaint and the date on which the College became aware of such a breach.
22. The Member agrees and understands that, in the event he breaches a term of this MoA, the College may provide the Committee or Committees which will have jurisdiction over the issue of the breach of undertakings under this MoA with all the necessary information to fulfil its statutory mandate.

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TO WIT, the parties have signed:

Dated at CALGARY this 20 day of OCTOBER 2010
Town/City Day of mo. Month Year

[Signature]
Witness

[Signature]
Jarrett Scott Brosseau

JOSH BROSSÉAU
Name of Witness - Please Print

Dated at Toronto this 3rd day of November 2010
Day of mo. Month Year

[Signature]
Witness

[Signature]
Michael Salvatori
Registrar and Chief Executive Officer

SHIRLEY RODRICKS
Name of Witness - Please Print