



STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION



March 7, 2016

VIA U.S. CERTIFIED MAIL/RETURN RECEIPT REQUESTED

LEGAL NOTICE: Revocation of Provisional Educator Certificate and Right to Demonstrate Compliance and to Request Reconsideration

Dale Kukucka
Inmate No.: 400170
MacDougall-Walker C.I.
1153 East St., South
Suffield, CT 06080

Dale Kukucka
1826 Boston Post Road Unit 1
Westbrook, CT 06498

**Re: Professional Educator Certificate No.: C052012000025
Code 030 (Biology, Grades 7-12), Code 229 (Math-Middle School) Expiration Date
02/28/2017**

Dear Mr. Kukucka:

The Commissioner of Education (Commissioner) has been notified that you have been convicted of the following offenses: 1st Degree Strangulation in violation of Section 53a-64aa of the Connecticut General Statutes (CGS), a Class C felony (one count), Sexual Assault in the 3rd Degree-Use or Threat of Force in violation of 53a-72a(a) of the CGS, a Class D felony (one count) and Assault 3rd Degree-Physical Injury in violation of 53a-61(a)(1) of the CGS, a Class A Misdemeanor (one count). Records of the Connecticut Department of Education show you as the holder of the Professional Educator Certificate (Certificate) described above issued by the State Board of Education (State Board).

Pursuant to CGS Section 10-145b (i) (2) (copy enclosed), a conviction of a violation of CGS Section 53a-72a results in any certificate issued by the State Board being deemed revoked. On behalf of the Commissioner, this letter is to notify you that, as a result of your convictions, and the operation of CGS Section 10-145b (i) (2), your Certificate has been deemed revoked.

Opportunity to Show Compliance with all Requirements for Retention of Your Certificate.
You have the right to show your compliance with all lawful requirements for the retention of your Certificate. Your Certificate has been deemed revoked as a result of information that you have been convicted of a violation of the statutes set forth in the first paragraph of this letter, *i.e.* CGS Sections 53a-72a. Consequently, you may demonstrate compliance by showing that you were not convicted under these statutes. If you wish to demonstrate compliance, please send any evidence and/or argument in support of your position to me at the Connecticut Department of Education, Division of Legal and Governmental Affairs, P.O. Box 2219, Hartford, CT 06145 within thirty (30) days of your receipt of this letter. If such evidence and/or argument are not received within thirty (30) days of your receipt of this letter, your opportunity to demonstrate compliance will be deemed waived.

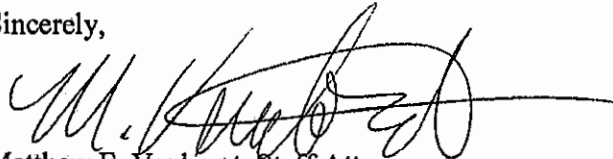
Right to Request Reconsideration of the Revocation of Your Certificate. Even if you do not proceed as above to show that you were not convicted of a violation of CGS Section 53a-72a, you still have the right to file a request for reinstatement/reconsideration of the revocation of your Certificate as set forth in this section. Your request must be filed within fifteen (15) days of your receipt of this notification. See Section 10-145d-612a(b) of the Regulations of Connecticut State Agencies. Your request should include the following information: your name; a detailed explanation of why you believe the State Board should reinstate your Certificate; any information you wish to present pertaining to the factors the State Board may consider in determining whether to reconsider the revocation of your Certificate (see below); and any other information which you think would be useful to the State Board.

Factors Which May be Considered by the State Board. If you request reconsideration, the State Board will consider the following factors, as appropriate, in determining whether to reconsider the revocation and to reinstate your Certificate: the nature of the crime of which you have been convicted and its relationship to educating public school students; the relationship of the crime to the education profession generally; areas where you have acted in an exemplary manner; information pertaining to the degree of your rehabilitation; the time elapsed since your conviction or release; the effect of the crime on the public health, safety and welfare; and whether, in the opinion of the State Board, reinstatement of your permit impairs the standing of other permits issued by the State Board.

If you file a request for reconsideration, the State Board will make the initial determination of whether to uphold or overturn the revocation. The Commissioner of Education will make the final determination, per CGS Section 10-145b(i)(2).

Mailing Address. The State Board's address for any request for reconsideration is as follows: Connecticut State Board of Education, 165 Capitol Avenue, Hartford, CT, 06106. A copy of your request for reconsideration should also be filed with the Commissioner of Education at the same address.

Sincerely,



Matthew E. Venhorst, Staff Attorney
Division of Legal and Governmental Affairs

MEV/mw

cc: Nancy Pugliese, Chief, Bureau of Educator Standards and Certification
Kathy DeFelice, Education Consultant, Bureau of Educator Standards and Certification

Enclosure: CGS Section 10-145b(i)(2)

STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION, STAFF ATTORNEY DIVISION OF LEGAL & GOV.
166 CAPITOL AVENUE
HARTFORD CT 06106

RECEIVED

MAR 18 2016 MARCH 14th 2016

DEAR MR. MATTHEW E. VENTHORST

OFFICE OF LEGAL & GOV'L AFFAIRS

STATE DEPT OF EDUCATION

I am in receipt of your U.S. CERTIFICATE OF RECEIPT REQUESTED legal notice; Revocation of Provisional Educator Certificate & Right to Demonstrate Compliance and to Request Reconsideration.

I was accused of numerous charges and allegations on November 7th, 2013 and waited \approx 25 months for a trial to challenge the false allegations against myself. The Constitution of the United States guarantees us a Fair Trial amongst our peers, Unfortunately, this was not the case. I have been requesting new counsel due to ineffective assistance and was rejected by the same corrupt judge that refused to give me a Francis Hearing, He also signed my initial warrant, presided over ALL PRE-TRIAL HEARINGS and Trial #1 and Trial #2. All I ever asked for was transparency and an even playing field. An open file policy turned into a closed door where only selective documents were released at the discretion of the prosecutory authority. There were even documents introduced at trial that I never saw or knew existed. Also, there was exculpatory photos that were not even offered as evidence. Testimony was also not offered by other lay witnesses to contradict the false statements made against myself.

As a result of my wrongful conviction I have filed for an appeal of my unjustified incarceration. I am positive that after a complete & thorough independent investigation by a non state appointed investigator, my

tainted reputation shall be cleansed of the wrongs it has suffered. I truly believe that injustices shall continue to befall us all as citizens of this great country as long as ignorant + greedy men try to impose their will on others. As a community we have the responsibility to share each others burdens and correct errors by bringing truth to light. To err is human, and to forgive is divine, I forgive the jury for their decision, a five hour decision to boot, that was based on limited + biased ^{opinions} facts / inferences / statements, My appeal shall uncover the lies + expose the false statements and deliver me from the clutches of injustice.

I request a reinstatement / reconsideration of the revocation of my Professional Educator Certificate, No: C052012000085. My exemplary record as an educator for over ten years clearly shows my dedication + commitment to student achievement development, and success, My observations + teaching methodologies are of the highest quality and my emphasis on creating interdisciplinary units that focus on STEM is what is needed for the future generation of smart learners.

I truly know that I have been challenged by numerous outside the school distractions such as Home Foreclosure, Losing Both Grandparents (which were my Mother + Father growing up), Numerous Jobs lost due to Budget Cuts False Accusations made that resulted in termination but Unemployment benefits were issued, and the loss of numerous pets + a serious relationship + wedding canceled.

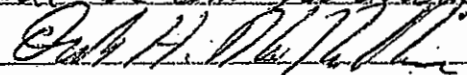
I thought I had control in my life, I was wrong. I knew that horrible things can happen to good people. I wish I had a stronger support system and asked for more help. However, I did not continue to follow up with counseling thinking things were good and I did not need it any more. I also turned to Alcohol and self medicated myself from all the emotional + physical pain that was surmounting on my life. I was barely holding on by a thread, but those kids, their smiles and energy, kept me from doing anything such as taking my own life, which I considered several times.

I have been sober now for over 25 months, have a much improved relationship with my Lord and Savior, Jesus the Christ, and continue to tutor + teach those who ask here at MWCIT. God truly gives us all unique gifts to help serve his will, mine is teaching! Please do not let the wiles of the devil take away what God has blessed me with. I actually ran into one of my first students in a hallway many months ago, Brian came up to me, told me I taught him math, and asked if I remembered him. I said, yes, Brian, I do remember you ^{your} and name and Eric + Mike your friends you sat with. He hugged me and thanked me for not being like all the other teachers that yelled at him and got on his case. He told me I was one of his favorite teachers + we then discussed his life + how he was going to transition to make his life on the outside improve.

I have never forgotten Brian, or the other countless students I have run into at various events of my life such as vacations, beach trips - to Block Island, concerts, and charity drives. My most precious moment came in March of 2012, after my grandmother passed when my students all signed a Larger Than Life Card expressing their sympathy + how much they missed me while I took 2 days off to Mamma with my family. It was only two days off, which I know I needed much more, but because the union contract said ~~that~~ I sucked it up, and did what the contract ^{said} ~~said~~. Those kids lifted me up. Carolyn + Hollie, I'll never forget that! Thank you!!!

In closing, Jesus stated Judge not, that ye be not judged. In life we will never have all the answers, but I rest my head easily at night knowing I fought against the Tyranny + Hate of the devil and when I see my maker I will be embraced and welcomed as a child of the Heir to his Kingdom. In this truth I can rest peacefully at night no matter what else happens on this sinful planet.

Peace be with you always,



Dale Hollister Kukucka

#400170

Attachments - Appeal from Judgment
of Conviction
JD-CR-73

MCI 1153 East St., South
30 Field CT 06080

**COMMISSIONER'S STATEMENT
IN OPPOSITION TO REQUEST FOR RECONSIDERATION OF CERTIFICATE**

TO: State Board of Education

CC: Dale Kukucka

FROM: Dr. Dianna R. Wentzell, Commissioner of Education

DATE: April 1, 2016

RE: Request for Reconsideration of Revocation of Educator Certification – Dale Kukucka

Background

State law provides that when a certified individual¹ is convicted of one or more of a specific set of criminal offenses enumerated in statute, and the Commissioner is notified of such conviction, the individual's certificate is "deemed revoked." Connecticut General Statutes (C.G.S.) § 10-145b(i)(2). Thereafter, the Commissioner is required to notify the certificate holder of the revocation, upon which notification the certificate holder may request reconsideration pursuant to State Board of Education (SBE) regulations.

I am writing to you today because Dale Kukucka, a formerly certified teacher,² has requested such reconsideration following his conviction of one such offense and his notification that his certificate has been deemed revoked pursuant to C.G.S. § 10-145b(i)(2). This statement is being submitted pursuant to Connecticut State Agency Regulations § 10-145d-612a(c), which requires the Commissioner to file with the SBE a statement in support of or in opposition to the reinstatement.

Following a jury trial, Mr. Kukucka was convicted of the following offenses: C.G.S. § 53a-64aa, Strangulation in the First Degree, a Class C Felony³; C.G.S. § 53a-72a(a)(1), Sexual Assault in

¹ The term "certified individual" is here intended to refer to a person holding a certificate, authorization or permit issued by the State Board of Education.

² Mr. Kukucka held a Professional Educator certificate endorsed in the following areas: Biology (Grades 7-12) and Mathematics (Middle School).

³ C.G.S. § 53a-64aa, Strangulation in the First Degree, is defined in relevant part as follows: "A person is guilty of strangulation in the first degree when such person commits strangulation in the second degree as provided in section 53a-64bb and (1) in the commission of such offense, such person (A) uses or attempts to use a dangerous instrument, or (B) causes serious physical injury to such other person..." C.G.S. § 53a-64bb, Strangulation in the Second Degree (referenced immediately above), is defined in relevant part as follows: "A person is guilty of strangulation in the second degree when such person restrains another person by the neck or

the Third Degree, a Class D Felony⁴; and C.G.S. § 53a-61(a)(1), Assault in the Third Degree, a Class A Misdemeanor.⁵ According to Senior Assistant State's Attorney Russell Zentner, Mr. Kukucka received a total effective prison sentence of 15 years, execution suspended after 10 years, followed by 15 years of probation. Mr. Kukucka is further required to register as a sex offender for the rest of his life.⁶

Following his conviction, I notified Mr. Kukucka that his certificate was deemed revoked and of his right to request reconsideration pursuant to C.G.S. § 10-145b(i)(2). By letter dated March 14, 2016, and received by the SDE on March 18, 2016, Mr. Kukucka requested reconsideration/reinstatement.⁷ Within 15 days after receipt of a request for reinstatement, the Commissioner is required to file with the SBE a statement in support of or in opposition to the reinstatement. Connecticut State Agency Regulations § 10-145d-612a(c). Thereafter, the State Board shall review the request for reinstatement and the Commissioner's statement and, within 90 days of receipt of the Commissioner's statement, make a determination as to whether to reinstate the certificate. Conn. State Agency Regs. § 10-145d-612a(d). In so doing, the SBE shall consider the factors enumerated in SBE regulations, as appropriate.⁸

throat with the intent to impede the ability of such other person to breathe or restrict blood circulation of such other person and such person impedes the ability of such other person to breathe or restricts blood circulation of such other person." C.G.S. § 53a-64bb(a).

⁴ C.G.S. § 53a-72a(a)(1), Sexual Assault in the Third Degree, provides in relevant part as follows: "A person is guilty of sexual assault in the third degree when such person (1) compels another person to submit to sexual contact (A) by the use of force against such other person or a third person, or (B) by the threat of use of force against such other person or against a third person, which reasonably causes such other person to fear physical injury to himself or herself or a third person..." Conviction under C.G.S. § 53a-72a is among the provisions listed in C.G.S. § 10-145b(i)(2) in which revocation occurs by operation of law.

⁵ C.G.S. § 53a-61(a)(1), Assault in the Third Degree, is defined in relevant part as follows: "A person is guilty of assault in the third degree when: (1) With intent to cause physical injury to another person, he causes such injury to such person or to a third person..."

⁶ Mr. Kukucka was also convicted, on March 30, 2016, of violating C.G.S. § 53a-181(a)(2), Breach of the Peach in the Second Degree. Mr. Kukucka pleaded guilty to this charge in connection with an incident that occurred in July 2012.

⁷ The reconsideration process set forth in C.G.S. § 10-145b(i)(2) occurs through a process of requesting reinstatement of the certificate. This process is described in detail in § 10-145d-612a of the Regulations.

⁸ These factors are as follows: "the nature of the crime; the exemplary status of a certificate holder; the crime and its relationship to the education profession; the effect the crime has on the public health, safety and welfare, and whether, in the opinion of the board, reinstatement impairs the standing of other certificates issued by the board." Conn. State Agency Regs. § 10-145d-612a(d).

I am writing to oppose Mr. Kukucka's request for reinstatement for the reasons set forth in this statement.⁹

Facts

The factual circumstances underlying Mr. Kukucka's conviction of violating C.G.S. § 53a-72a(a)(1) – the offense which gave rise to the deemed revocation of Mr. Kukucka's certificate – were investigated by the Connecticut State Police and are detailed in the attached arrest warrant affidavit. (Attachment A) The following is an excerpt of this document in which the State Police Officer who prepared the affidavit recounts the statement of one of the victims¹⁰ in this case – a 21-year-old female at the time – regarding an incident that occurred in a restroom on October 19, 2013:

The Female Victim had just finished going to the bathroom and was washing her hands when all of a sudden a male grabbed her neck with his right hand and put his left hand over her mouth. The Female Victim struggled and moved towards the window, which she broke with her left elbow, after which she lost consciousness. The Female Victim did not remember what happened after that, and she awoke a short time later, at which time a State Trooper [was] there taking pictures. The Female Victim then went by ambulance to Middlesex Hospital. The Female Victim said that her clothing was all on, but her bra was out of place and had been pulled up. The Female Victim said she sustained injuries to her nose, forehead, the back of her neck, and her upper front tooth.

(Attachment A, at 5)

The Female Victim and several eyewitnesses told police that it was Mr. Kukucka who had perpetrated the above acts against the Female Victim. Mr. Kukucka denied having perpetrated this attack. Following a jury trial, Mr. Kukucka was convicted of the criminal offenses outlined above.

In a separate incident, which occurred in July 2012, an 18-year-old female claimed that Mr. Kukucka had kissed her against her will and put his hands under her shirt and attempted to touch her breasts. State Police investigated this incident and prepared the attached arrest warrant affidavit. (Attachment B) Although Mr. Kukucka denied having taken any action against the

⁹ The SBE is required to review the request for reinstatement and the Commissioner's statement and make a determination as to whether to reinstate the certificate. This determination must occur within 90 days of receipt of the Commissioner's statement. Connecticut State Agency Regs., § 10-145d-612a(d).

¹⁰ Mr. Kukucka was also convicted of Assault in the Third Degree for causing a physical injury an individual who attempted to intervene to protect the Female Victim from Mr. Kukucka during the course of the attack. (Attachment A, at 4)

will of the victim, he pleaded guilty to violating C.G.S. § 53a-181(a)(2), Breach of the Peace in the Second Degree,¹¹ in connection with this incident.

Argument

The State Board of Education should deny Mr. Kukucka's request for reconsideration. In connection with two separate occurrences, Mr. Kukucka has been convicted of a number of extremely serious crimes, including two felonies and two misdemeanors. While both instances are of great concern, the October 2013 incident – in which Mr. Kukucka attacked a woman in a restroom and choked her until she lost consciousness – is particularly heinous, revealing a serious disregard for human life. A teacher's fundamental responsibility is providing for the safety of students and protecting students' emotional and physical wellbeing. Mr. Kukucka's conduct, as revealed in the police investigations, is completely incompatible with these goals.

Mr. Kukucka's conduct also violates many of the provisions of the Code of Professional Responsibility for Teachers (the Code). These principles, which are SBE Regulations, set forth the "standards to guide conduct and the judicious appraisal of conduct in situations that have professional and ethical implications." Conn. State Agency Regs., § 10-145d-400a(a). The following are a few of the provisions of the Code that Mr. Kukucka has violated:

- "The professional teacher, in full recognition of his or her obligation to the profession of teaching, shall not . . . engage in any misconduct which would impair his or her ability to teach." Conn. State Agency Regs. § 10-145d-400a(c)(2)(C).
- "The professional teacher, in full recognition of the public trust vested in the teaching profession, shall not . . . be convicted in a court of law of a crime involving moral turpitude or of any crime of such nature that violates such public trust." Conn. State Agency Regs. § 10-145d-400a(d)(2)(B).
- "The professional teacher, in full recognition of his or her obligation to the profession of teaching, shall . . . conduct himself or herself as a professional realizing that his or her action reflects directly upon the status and substance of the profession." Conn. State Agency Regs. § 10-145d-400a(c)(1)(A).

Finally, Mr. Kukucka's purported justifications for reinstatement of his certificate are unavailing.¹² Mr. Kukucka asserts that he was "challenged by numerous outside the school

¹¹ C.G.S. § 53a-181(a)(2), Breach of the Peace in the Second Degree, provides in relevant part as follows: "A person is guilty of breach of the peace in the second degree when, with intent to cause inconvenience, annoyance or alarm, or recklessly creating a risk thereof, such person . . . assaults or strikes another . . ." This offense is a Class B misdemeanor.

¹² Mr. Kukucka also asserts a number of claims about the inadequacy of the criminal process that resulted in his conviction, and has indicated that he has filed an appeal from his judgment of conviction. Should an appellate court vacate the conviction that gave rise to the revocation of Mr. Kukucka's educator certificate, the State Board can revisit the status of his certificate at that

distractions,” including the death of various family members and pets, job loss, and relationship difficulties. (Kukucka statement, 2) He further claims that he resorted to alcohol in his attempt to alleviate his “emotional and physical pain.” (Kukucka statement, 3) Mr. Kukucka further asserts that he believes he had a positive impact on students’ lives and that he has served successfully as a teacher for a period of ten years.

Given the nature of the offenses of which Mr. Kukucka has been convicted, however, the above circumstances do not mitigate the seriousness of the conduct at issue. As noted, the offenses that resulted in Mr. Kukucka’s convictions were of an extremely serious nature; involved physical violence; and revealed a serious disregard for human life. It is also notable that because these incidents occurred more than a year apart from each other – in July 2012 and October 2013 – the conduct cannot be understood as part of a single isolated incident. Under these circumstances, Mr. Kukucka is in no position to hold an educator certificate issued by the State Board of Education.

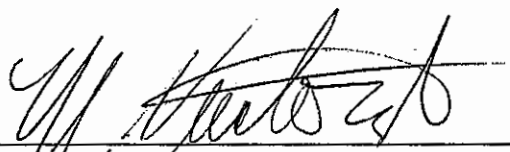
Recommendation

For the reasons set forth above, the State Board should deny Mr. Kukucka’s request to reconsider the revocation of his educator certificate.

Respectfully submitted,

DIANNA R. WENTZELL, COMMISSIONER

By her attorneys,



Matthew E. Venhorst
Peter M. Haberlandt
Division of Legal and Governmental Affairs
P.O. Box 2219
Hartford, CT 06106

time. This report will not otherwise address the claims that Mr. Kukucka raises regarding the criminal process that resulted in his conviction of the offenses outlined above.

Connecticut State Dept. of Edu
165 Capitol Ave, ROOM 301
Hartford, CT 06106

April 10th, 2016

Dear Matthew E. Venhorst, Attorney; members of CT
State BOE,

I am writing in response to the; RE: Request for reconsideration
of Revocation of Educator Certificate - Dale Kukucka, recieved
April 10th, 2016.

I have serious concerns with the information and presentation
of a paragraph on page 3 which states "The female victim &
several eyewitnesses told police that it was Mr. Kukucka."

First, the female victim clearly stated "she has no idea who
did this to her", and Secondly, Several means 3 or more,
there were only two witnesses. Also these witnesses
never stated that it was me by name, they also gave
grossly inconsistent descriptions of the perpetrator and
events of that day, and they never stated to police
that it was Dale Kukucka. This information is erroneous
and merits slander and libel. Please correct this.

I look forward to revisiting these false allegations + wrongful
convictions upon the victory of my appeal at a future
date I pray you look over my initial letter and view the
numerous claims I raise that were not purported on purpose
in this document put forth by Matthew E. Venhorst on April's
Fool Day, 2016. May you not be fooled by the deceptions
of the unjust and wicked, as they serve the Prince
of Lies and Darkness

RECEIVED

APR 20 2016

BOARD MATTERS

Old →

For our Messiah, the Christ Jesus said, "I will give you a mouth and wisdom which ALL your adversaries will not be able to contradict or resist". Luke 21:15
May God continue to bless his mighty children.

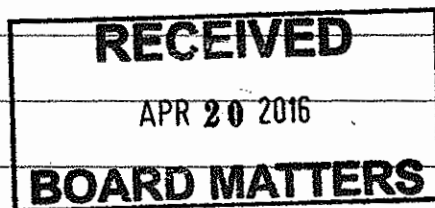
"Blessed are you when they revile & persecute you, and say all kinds of things evil against you falsely for my sake" - Matthew 4:11

Peace be with you always,
Dale Hollister Hollister
#400170, MacDougal Correctional Inst.
1153 East Street, South
Suffield CT 06080

Do not lay up for yourselves treasures on earth, where moth and rust destroy and where thieves break in and steal; but lay up for yourselves treasures in heaven, where NEITHER moth nor rust destroys and thieves do not break in and steal. For where your treasure is, there your heart will be so." ~ Matthew 6:19-21

Take heed and beware of covetness, for a man's life does not consist in the abundance of the earthly things he possesses" Luke 12:14

Every Kingdom divided against itself is brought to desolation, and a house divide against a house falls" - Luke 11:17





STATE OF CONNECTICUT

DEPARTMENT OF EDUCATION



May 13, 2016

VIA HAND DELIVERY

Members, State Board of Education
c/o Pamela Charland, Assistant to the
Commissioner and State Board of Education
165 Capitol Avenue, Room 301
Hartford, Connecticut 06106

Re: Request for Reconsideration of Revocation of Educator Certificate – Dale Kukucka

Dear Members of the State Board of Education:

This letter is in response to Mr. Kukucka's April 10, 2016, letter in which he takes exception to several of the assertions made in the Commissioner's April 1, 2016, Statement in Opposition to his Request for Reconsideration of Certificate.

The material at issue was taken from the arrest warrant supporting Mr. Kukucka's arrest for the incident that resulted in his conviction under C.G.S. § 53a-72a. This document details the factual and legal bases for Mr. Kukucka's arrest on the charges outlined in that document. As a legal matter, in the context of the instant proceeding before the State Board, the content of the arrest warrant is immaterial. We are long past the point of arrest. At this point, it is *the objective and irrefutable fact that a criminal conviction – following a jury trial – has since occurred* that gives rise to the revocation of Mr. Kukucka's educator certificate.¹ Information from the arrest warrant was included in the Commissioner's statement only to provide general context for the incidents that ultimately resulted in Mr. Kukucka's criminal convictions.

Nevertheless, to clarify the record, I am here responding to claims raised in Mr. Kukucka's filing concerning the arrest warrant. First, Mr. Kukucka asserts that he takes issue with the following claim: "The female victim and several eyewitnesses told police that it was Mr. Kukucka." It is accurate that the arrest warrant materials do not indicate that the Female Victim identified Mr. Kukucka as the individual who had perpetrated the attack against her. Rather, as revealed in the arrest warrant affidavit detailing the attack that occurred on October 19, 2013, the Female Victim identified Mr. Kukucka from a photographic lineup as the individual with whom she had spoken at the site of the incident on the night the incident occurred. (Attachment A, ¶ 17 of Commissioner's April 1, 2016, Report to SBE) Second, it is correct that two separate eyewitnesses identified Mr. Kukucka from a photograph as the individual who had attacked the

¹ The convictions under C.G.S. § 53a-72a and other provisions were based on the testimony and other evidence presented during the course of Mr. Kukucka's criminal trial. While there is likely to be significant overlap between the content of the arrest warrant and the evidence presented at trial, it is solely the latter upon which the jury relied in reaching guilty verdicts on the criminal charges with which they were presented.

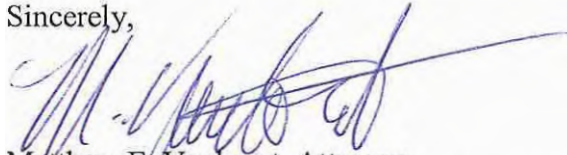
Members, State Board of Education
c/o Pamela Charland, Assistant to the
Commissioner and State Board of Education
May 13, 2016
Page 2

Female Victim on the night of October 19, 2013. (Attachment A, ¶ 8 and 15 of Commissioner's April 1, 2016, Report to SBE)

The actual underlying facts concerning the crimes at issue can only be found in the trial record, which, as noted, caused a jury to convict Mr. Kukucka, resulting in a legally mandatory – and automatic – revocation of his educator certificate.

Thank you for this opportunity to clarify the record regarding this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "M. Venhorst", is written over a light blue rectangular background.

Matthew E. Venhorst, Attorney
Division of Legal and Governmental Affairs

MEV/mpw

cc: Commissioner Dianna R. Wentzell
Kerry Colson, Assistant Attorney General
Dale Kukucka