FILED
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NE DEPT OF ED

BEFORE THE COMMISSIONER OF EDUCATION
STATE OF NEBRASKA

Andrew Offner, Superintendent Winside Public Schools 203 Crawford Avenue Winside, NE 68790 Complainant,	)	Case No. 23020
vs.	)	VOLUNTARY SURRENDER
Cali Heikes 214 Whitten Street Winside, NE 68790 Respondent.	)	

In accordance with Title 92, *Nebraska Administrative Code*, Chapter 28, Section 003.08 (effective date: December 25, 1989), the Respondent, Cali Heikes, being duly sworn, states:

1. The Respondent, Cali Heikes, holds a public Nebraska Initial teaching certificate number 2019007543, endorsed in Family Consumer Science Occupational 6-12, with an expiration date of August 31, 2024.

2. The Respondent, upon execution of this document, expressly waives any and all rights Respondent possesses under Neb. Rev. Stat. Sections 79-859 through 79-871, Title 92, *Nebraska Administrative Code*, Chapters 27, 28, and 29 regarding the revocation of the certificate outlined in paragraph one (1) above.

3. The Respondent acknowledges that this voluntary surrender will be treated as an indefinite revocation for purposes of publicity and reinstatement of the certificate presently held by the Respondent as outlined in paragraph one (1) above.

4. The Respondent admits that on or about July 5, 2023, pursuant to a plea agreement, she was found guilty of Criminal Attempt – First Degree Sexual Abuse by School Employee, a Class IIIA Felony, and Second Degree Sexual Abuse by School Employee, a Class IIIA Felony, and is scheduled to be sentenced in the Wayne County District Court on September 6, 2023. The Respondent's conduct occurred with a high school student the Respondent taught and with whom she engaged in an inappropriate relationship. The Respondent, by executing this document, admits the allegation and does not wish to dispute whether the State Department of Education would have sufficient evidence to show at a hearing that this conduct violates Neb. Rev. Stat. § 79-866 (Reissue 2014), which in part states, "The board may, for just cause, revoke or suspend any teacher's or administrator's certificate. Violation of the standards established pursuant to this section, commission of an immoral act, or conviction of a felony under the laws of this state shall constitute just cause for the revocation or suspension of a teacher's or administrator's certificate by the board"; Title 92, *Nebraska Administrative Code*, Chapter 27, Section 004.03C (effective date: November 12, 2003), which states, "the educator:

Shall make reasonable effort to protect the student from conditions which interfere with the learning process or are harmful to health or safety"; Section 004.04E, which states, "the educator: Shall not commit any act of moral turpitude, or any felony under the laws of the United States or any state or territory, and shall not have a misdemeanor conviction involving abuse, neglect, or sexual misconduct as defined in Sections 003.12 through 003.14 of 92 NAC 21"; and Section 005.06D, which states, "The educator shall: Develop and maintain positive standards of conduct."

5. The Respondent executes this document knowingly, voluntarily, and intelligently with full understanding of her rights in this matter and consultation with her attorney. The Respondent further acknowledges that the Commissioner of Education, the State Board of Education, or anyone connected with the State Department of Education has not made any offers, promises, threats, or inducements to the Respondent to persuade the Respondent to execute this voluntary surrender.

Cali Heikes

Cali Heikes

State of Nebraska)
) ss.
County of Madison)

The foregoing document was acknowledged before me this 31 day of August 2023 by Cali Heikes.

GENERAL NOTARY - State of Nebraska
BRAD J. MONTAG
My Comm. Exp. December 10, 2024

Notary Public