



IN THE MATTER OF THE *TEACHERS ACT*, SBC 2011 c. 19

AND

IN THE MATTER CONCERNING

MAPLE FUN SUN LOW

██████████

CONSENT RESOLUTION AGREEMENT

BETWEEN:

THE COMMISSIONER, APPOINTED UNDER THE *TEACHERS ACT*
(the “Commissioner”)

AND:

MAPLE FUN SUN LOW
 (“Low”)

BACKGROUND and FACTS

1. Low held a Professional Certification of Qualification, No. ██████████. It was issued by the B.C. Ministry of Education on August 25, 1985 and was valid from September 1, 1985.
2. Low currently holds a valid Professional Certificate of Qualification No. ██████████. It was issued by the B.C. College of Teachers under the *Teaching Profession Act* on June 3, 1991, is valid from January 1, 1988 and continued under the *Teachers Act* as of January 9, 2012.
3. At all material times, Low was employed as a high school teacher by School District No. 39 (Vancouver) (the “District”) at a District school (the “School”).
4. On January 25, 2018, the District made a report to the Commissioner regarding Low, under section 16 of the *School Act*.
5. The following events occurred on November 21, 2017 when Low was teaching a Grade 11 English class at the School:

- a. Student A, who is female, asked Low if they would be seeing a movie of the Shakespeare play they were studying. Low lost his temper and began screaming at Student A and the rest of the class saying “you guys are being assholes”, “shut up”, “you have to be stupid to watch movies” and “get it out of your stupid little brains.”
 - b. Low then looked at Student B and said “I’m not being funny.” Student B said “I am not laughing.” Low then told Student B to “shut your teeth.”
 - c. Low’s tirade lasted approximately 20 minutes, and students reported feeling shocked, uncomfortable and scared.
 - d. After the class was over, Student A approached Low to say that she did not appreciate him yelling at her. Low responded: “I don’t appreciate you” and “I’m not having this conversation with you.”
6. The District had previously issued Low a letter of discipline on June 15, 2017 following an incident where Low yelled profanities at students in his Grade 12 class.
 7. On August 1, 2017, Low entered into a Consent Resolution Agreement with the Commissioner arising from the conduct which was the subject of the District’s June 15, 2017 letter of discipline. Under the terms of that Consent Resolution Agreement, Low agreed to a reprimand and also agreed to complete the JIBC course, “The Mindful Educator in Managing Conflict” by September 1, 2017. Low did complete the course as required.
 8. On January 18, 2018, Low resigned from the District, effective January 31, 2018.
 9. On February 7, 2018 the Commissioner considered this matter and determined to propose a consent resolution agreement to Low, in accordance with section 53(1)(a) of the *Teachers Act*.

DISPOSITION

10. This Agreement is made under section 53 of the *Teachers Act*.
11. Low understands and acknowledges that this Agreement is not effective until executed by the Commissioner, and that the date of execution by the Commissioner will be the effective date of this Agreement (the “Effective Date”).
12. Low admits that the facts set out in paragraphs 1 to 8 of this Agreement are true.
13. Low admits that the conduct described in paragraph 5 of this Agreement constitutes professional misconduct and is contrary to Standard #1 of the *Standards for the Education*,

Competence and Professional Conduct of Educators in British Columbia, Fourth Edition, January 2012.

14. Low agrees to a two-week suspension of his certificate of qualification under sections 53 and 64(b) of the *Teachers Act*. The suspension will commence February 26, 2018 and will be in effect up to and including March 11, 2018.
15. Low agrees not to make any statement orally or in writing which contradicts, disputes or calls into question the terms of this Agreement or the admissions made in it.

CONSEQUENCES OF THE AGREEMENT

16. The Director will record the terms of this Agreement on the Teacher Regulation Branch's online registry under section 79(d) of the *Teachers Act*.
17. Low acknowledges that this Agreement will be published in accordance with section 54 of the *Teachers Act*, which includes posting the Agreement, in full, on the following website: www.bcteacherregulation.ca.
18. Notification of this Agreement will be made in accordance with section 55 of the *Teachers Act*.
19. A breach by Low of any term in this Agreement may constitute professional misconduct which may be the subject of separate discipline proceedings.
20. Low acknowledges and understands that if the Commissioner has reason to believe that he has breached any term of this Agreement:
 - a. the Commissioner may initiate an investigation under section 47(1)(b) of the *Teachers Act* into his conduct; and
 - b. the conduct and matters described in the "Background and Facts" to this Agreement are admissible in that inquiry as proof that Low has admitted to the conduct and matters set out in this Agreement.
21. Low acknowledges that he has voluntarily entered into this Agreement with the benefit of independent legal advice, and that he fully understands the terms and conditions set out in this Agreement.

Signed in Vancouver, B.C.
this 16 day of February, 2018.


Maple Fun Sun Low

Signed in Vancouver, B.C.
this 22 day of February, 2018.


Elena Miller, Acting Commissioner