



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

AND

IN THE MATTER CONCERNING

JUSTIN THANH DAT HUNG

[REDACTED]

CONSENT RESOLUTION AGREEMENT

BETWEEN:

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

AND:

JUSTIN THANH DAT HUNG  
(“Hung”)

**BACKGROUND and FACTS**

1. Hung holds a valid Professional Certificate of Qualification, [REDACTED], issued by the Director of Certification (the “Director”) under the *Teachers Act* on August 30, 2016 and is valid from August 30, 2016.
2. At all material times, Hung was employed as a secondary school teacher by School District No. 34 (Abbotsford) (the “District”) at a school in the District (the “School”).
3. On March 5, 2019, the parent of one of Hung’s students made a complaint to the Commissioner, under the *Teachers Act*. This has been designated Matter 1.
4. On March 8, 2019, the District made a report to the Commissioner regarding Hung, under section 16 of the *School Act*. This has been designated Matter 2.
5. Matter 1 and Matter 2 relate to the same conduct.

[REDACTED]

6. The following events occurred on February 19, 2019 when Hung was teaching a Grade 12 Family Studies class at the School:
  - a. Hung showed his students a 6:43 minute HBO documentary called “This is What the Life of an Incel Looks Like” (the “Video”).
  - b. The Video shows an interview with a member of the online “incel” community and includes extreme views that he and members of his community share. These include negative views of women, who are described as sexually manipulative, vain and shallow.
  - c. The subject of the Video stated that many incels regularly joked about killing women.
  - d. The Video shows graphic, cartoon-like, sexually-explicit, illustrated images of women as sexual objects, and images of men having violent sexual encounters with women. The text accompanying these images is derogatory and demeaning of both women and of men.
  - e. The Video includes discussions and references to two infamous “incels” who hated women and went on to commit mass murder.
  - f. Hung had not viewed the Video before showing it to his class, and therefore had not forewarned any of his students of its content.
  - g. Hung failed to watch the Video before showing it in class in order to ensure that it aligned with any of the prescribed learning outcomes for Family Studies 12. This was in breach of the District’s administrative procedures relating to the selection of learning resources.
  - h. One student reported feeling uncomfortable watching the video and another student left the room.
7. On June 7, 2019, the District issued Hung a letter of discipline and suspended him without pay for five days.
8. On January 10, 2020, the Commissioner considered this matter and determined to propose a consent resolution agreement to Hung, in accordance with section 53(1)(a) of the *Teachers Act*.

## CONSEQUENCES

9. This Agreement is made under section 53 of the *Teachers Act*.
10. Hung 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”).
11. Hung admits that the facts set out in paragraphs 1 to 7 of this Agreement are true.
12. Hung admits that the conduct described in paragraph 6 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.
13. Hung agrees to a reprimand under sections 53 and 64(a) of the *Teachers Act*, which will take effect on the first business day following the Effective Date.
14. In determining that a reprimand is an appropriate consequence, the Commissioner considered the following factor:
  - a. Hung failed to establish a positive learning environment for his students.
15. Hung 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.

## EFFECT OF THE AGREEMENT

16. The Director will record the terms of this Agreement on the Ministry of Education’s online registry under section 79(d) of the *Teachers Act*.
17. Hung 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.teacherregulation.gov.bc.ca](http://www.teacherregulation.gov.bc.ca).
18. A breach by Hung of any term in this Agreement may constitute professional misconduct which may be the subject of separate discipline proceedings.
19. Hung 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 Hung has admitted to the conduct and matters set out in this Agreement.
20. Hung 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<sup>th</sup> day of April, 2020.



Justin Thanh Dat Hung

Signed in Vancouver, B.C.  
this 22 day of April, 2020.

A handwritten signature in cursive script, appearing to read "Howard L. Kushner".

Howard L. Kushner, Commissioner

