



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

AND

IN THE MATTER CONCERNING

MARCEL VASILE SIN CRAIAN

CONSENT RESOLUTION SUMMARY

This summary is published under section 54(3) of the Teachers Act to protect the identity of students who were harmed, abused or exploited by the teacher.

1. Sincaian holds a valid Professional Certificate of Qualification, No. [REDACTED], issued by the Director of Certification (the “Director”) under the *Teachers Act* on October 2, 2015 and is valid from the same day.
2. At all material times, Sincaian was employed as a secondary school math and science teacher by School District No. 38 (Richmond) (the “District”) at a school in the District (the “School”).
3. On May 8, 2019, the District made a report to the Commissioner regarding Sincaian, under section 16 of the *School Act*.
4. In the 2018-2019 school year, Sincaian failed to observe appropriate professional boundaries with students when:
 - a. He used instant messaging through Instagram to communicate with students, including on weekends, about non-school related matters.
 - b. Sincaian took photographs and video-recordings of students and students shared photographs which he stored on his phone. Most of these photographs and recordings are of female students and some were taken without the knowledge or consent of the students. He did not consider whether the parents had given consent for images to be taken of their children at school.

- c. Sincaian told some students that they were his favorites and treated them differently, and did so in the presence of other students.
 - d. Sincaian gave some students two letters that he wrote about his personal life, including his prior romantic relationships.
 - e. Sincaian engaged in inappropriate conduct towards female students, which included communication both in person and through social media about personal matters and was persistent in his attention to them, despite their attempts to rebuff him.
5. On June 19, 2019, Sincaian resigned from his employment with the District, effective June 30, 2019.
 6. On October 5, 2021, Sincaian entered into a consent resolution agreement with the Commissioner in which he agreed that his conduct described in paragraph 4 above constitutes professional misconduct and is contrary to Standards #1 and #2 of the *Standards for the Education, Competence and Professional Conduct of Educators in British Columbia*, Fourth Edition, January 2012.
 7. Sincaian agreed to a two-month suspension of his certificate of qualification under sections 53 and 64(b) of the *Teachers Act*.
 8. Sincaian attended sessions with a registered psychologist to understand appropriate professional boundaries and how to maintain them.
 9. Sincaian also agreed to the following conditions:
 - a. complete the course *Reinforcing Respectful Professional Boundaries* through the Justice Institute; and
 - b. work with a mentor, who is another teacher, to provide guidance to Sincaian on interactions with students.
 10. In determining that a two-month suspension and the conditions in paragraph 8 are appropriate consequences, the Commissioner considered the following factors:
 - a. there were multiple boundary violations of different types, which occurred with several students, and
 - b. occurred over a period of one-third of the school year.