

JUSTIN M. BATHON

Assistant Professor
Educational Leadership Studies
University of Kentucky
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Education

Indiana University at Bloomington

Doctor of Philosophy in Educational Leadership & Policy Studies Sept. 2008
Dissertation: Examining the characteristics of school leaders and of local schools where Indiana educational leadership preparation programs place their graduates.

Southern Illinois University at Carbondale

Juris Doctor May 2005
Admitted to the Illinois Bar (presently inactive member) Nov. 2005

Southern Illinois University at Carbondale

Masters of Educational Administration (Joint Degree with Law) May 2005

Southern Illinois University at Edwardsville

Bachelors of Arts in English May 2002

Professional Experience

Professional Experience – Academic Positions

University of Kentucky

Assistant Professor August 2008 – Present

- Presently teach educational leadership courses related to school law, serve on college-wide committees, advise student research activities and participate in departmental redesign planning.

Indiana University

Associate Instructor August 2006 – May 2008

- Taught multiple sections of an undergraduate teacher education course on public school law, Legal and Ethical Issues in Education (EDUC-E310).

Indiana University

Researcher

September 2005 – Jan. 2008

- Researched and edited journal articles for publication by Dr. Martha McCarthy, assisted in the completion of grants from the Indiana Department of Education, assisted in maintaining and updating the Department of Educational Leadership and Policy Studies website, and contributed to the grant writing process for a grant submitted by Indiana University to the Wallace Foundation.

Lewis University

Adjunct Professor

July 2007

- Taught an advance doctoral seminar, EDUC-738, on public school law to the Ed.D. Cohort at Lewis University in Romeoville, IL.

Indiana University - Indianapolis

Graduate Assistant

October 2005-October 2006

- Co-authored research and subsequent report in completion of a grant from the Indiana Department of Education. This required an investigation into the state of the building-level leadership preparation programs in the state of Indiana and included the analysis of internal program documents, NCATE and other program submissions to the state, state program and building level licensure data, and responses from a narrative survey of programs.

Southern Illinois University at Carbondale

Law School Tutorial Teacher

January – May 2005

- Taught a supplemental instructional course to first year law students for the class entitled the Legislative and Administrative Process, LAW 513A.

Southern Illinois University at Carbondale

Research Assistant

June 2003 – May 2005

- Prepared research reports advising Prof. Thomas Britton for use in education law related articles and speeches to educational professionals and aided in the preparation of course material for the class entitled the Legislative and Administrative Process.

Professional Experience – Non-Academic Positions

Bathon Educational Services, LLC

Owner-Consultant

May 2005 - Present

- Formed limited liability company to consult with educational entities on educational law or policy related issues.

Hearing Officer's Educational Network, LLC

Consultant, Subcontractor

January 2004 – June 2005

- Consulted the Illinois State Board of Education on issues related to special education hearing officers and due process procedures related to conflicts in special education. This required the preparation of legal updates and a comprehensive handbook for special education administrative law judges.

Education Commission of the States

Intern in the Information Clearinghouse Division May 2004 – August 2004

- Wrote four StateNotes for publication on the ECS website. Compiled two Issue Sites for publication on the ECS website: Adult Education & Gifted and Talented Education. Researched and wrote information for ECS issue sites, daily publications, and databases and responded to media requests.

Nashville Community High School – Nashville, IL

Title I Teacher – Summer School English Teacher August 2001 – July 2002

- Taught over eighty disadvantaged and low performing students with classroom effectiveness and student discipline issues, as well as assisting on family, mental, and social problems. Also, taught a semester of sophomore-level English.

Research: Publications and Presentations

Publications: Refereed and Law Reviews

Black, W. R. & Bathon, J. M. (2007). Mapping principal preparation program at the state level: The Indiana building-level administrator study. In L. K. Lemasters & R. Papa (Eds.), *At the tipping point: Navigating the course for the preparation of educational administrators. The 2007 Yearbook of the National Council of Professors of Educational Administration*. Lancaster, PA: ProActive Publications.

Justin M. Bathon, Defining “Parties Aggrieved” Under the Individuals With Disabilities Education Act: Should Parents be Allowed to Represent their Disabled Child Without an Attorney? *Maroni v. Pemi-Baker Regional School District, 346 F.3d 247 (1st Cir. 2003)*, 29 S. ILL. U. L. J. 507 (2005).

Publications: Book Chapters

Bathon, J.M. (2008). Collective Bargaining in Public Schools. In K. Lane, et al., (Eds.), *The principal’s legal handbook*. Dayton, OH: Education Law Association.

Bathon, J. M. (2008). Graduation requirements, In *The Encyclopedia of Educational Law*. Thousand Oaks, CA: Sage Publications.

Bathon, J. M. (2008). National League of Cities v. Usery, In *The Encyclopedia of Educational Law*. Thousand Oaks, CA: Sage Publications.

Publications: Governmental Reports

Black, W. R., Bathon, J. M. & Poindexter, B. (2007.) *Looking in the mirror to improve practice: A study of administrative licensure and master’s degree programs in the State of Indiana*. Indianapolis, IN: Indiana University.

Toutkoushian, R. K., McCarthy, M. M. & Bathon, J.M. (2008). *An examination of the retirement benefits for educational leaders in Indiana*. Bloomington, IN: Indiana University.

Publications: Policy Publications

Bathon, J. M. & Spradlin, T. E. (2007). *Outcomes of the school choice and supplemental educational services provisions of NCLB* (Vol.5, No. 8). Bloomington, IN: Center for Evaluation and Education Policy.

- Available at:
http://ceep.indiana.edu/projects/PDF/PB_V5N8_Fall_2007_EPB.pdf

Bathon, J. M. (2004). *Special education teacher certification/licensure and endorsement categories in the states*. Denver, CO: Education Commission of the States.

- Available at: <http://www.ecs.org/clearinghouse/54/13/5413.htm>

Bathon, J. M. (2004). *Adult education governance structures and descriptions*. Denver, CO: Education Commission of the States.

- Available at: <http://www.ecs.org/clearinghouse/53/29/5329.htm>

Bathon, J. M. (2004). *State gifted and talented definitions*. Denver, CO: Education Commission of the States.

- Available at: <http://www.ecs.org/clearinghouse/52/28/5228.htm>

Bathon, J. M. & Dounay, J. (2004). *State special education definitions, ages served*. Denver, CO: Education Commission of the States.

- Available at: <http://www.ecs.org/clearinghouse/52/29/5229.htm>

Publications: Curricular Materials

Becker, J., Bathon, J. M. & McLeod, S. (2008). *The principal's online school law guide*. Reston, VA: National Association of Secondary School Principals.

- Basic Student Rights (2008)
- Tort Liability (2008)
- Employee Rights (2008)
- Employee Discipline (2008)
- Special Education (2009)
- Curriculum and Censorship (2009)

Publications: Other Articles

Brady, K. & Bathon, J. M. (2009, May). Public access to educational law information in a cyberage. *NSBA Insider*.

Bathon, J.M. & McCarthy, M. M. (2008, Winter). Student expression: The uncertain future. *Educational Horizons*, 86(2), 75-84.

Publications: Research in Progress

Black, W.R. & Bathon, J.M. (under review). Who is teaching our future principals? Mapping one state's faculty. *Journal of Research for Educational Leaders*.

Bathon, J. M. (under contract). Students. In C. J. Russo (Ed.) *The Yearbook of Education Law 2009*. Dayton, OH: Education Law Association.

Presentations: Refereed at National Academic Conferences

Bathon, J. M., Becker, J. D. & McLeod, S. (2009, Apr.). *Expression and association rights of school employees in electronic environments*. Paper presented at the meeting of the American Educational Research Association, San Diego, CA.

Bathon, J. M. & Brady, K. P. (2008, Nov.). *The state of educational law research in a cyberge: A survey assessment of education law's online informational infrastructure*. Paper presented at the meeting of the Educational Law Association, San Antonio, TX.

Bathon, J. M. (2008, Nov.) *Connecting our programs to school characteristics: Differences in school characteristics across preparation programs in Indiana*. Paper presented at the meeting of the University Council for Educational Administration, Orlando, FL.

Black, W. R. & Bathon, J. M. (2008, Apr.). *Where do future leaders come from and where do they go? A detailed look at five-year principal preparation production and placement trends in Indiana*. Paper presented at the meeting of the American Educational Research Association, New York, NY.

Black, W. R., Bathon, J. M., Friend, J. I., Hafner, M. M. & Watson, R. L. (2008, Apr.). *Program design and delivery: Trends in exemplary and conventional programs among states*. Paper presented at the meeting of the American Educational Research Association, New York, NY.

Black, W. R. & Bathon, J. M. (2008, Apr.). *Who is teaching our future principals? Implications of the Indiana statewide leadership preparation study*. Paper presented at the meeting of the American Educational Research Association, New York, NY.

Black, B., Bathon, J., Watson, B., Friend, J., Doolittle, V., Gaduto, L., Ballenger, J., Hafner, M. (2007, Nov.). Creating collaborative communities for program evaluation research: The collective experiences of five States (Indiana, Missouri, New Jersey, Texas, Utah). In T. Orr. (Chair), *UCEA/TEA-SIG Taskforce on Evaluating Leadership Preparation Programs*. Symposium conducted at the meeting annual meeting of the University Council for Educational Administration. Alexandria, VA.

Bathon, J. M. & Gibbs, J. S. R. (2007, Nov.). *Morse v. Frederick and the U.S. Supreme Court's return to student speech: A consideration of the aftermath*. Paper presented at the annual meeting of the University Council for Educational Administration. Alexandria, VA.

Bathon, J. M. & Black, W. R. (2007, Nov.). *Preparing tomorrow's principals: Faculty in Indiana building-level administrator preparation programs*. Paper presented at the annual meeting of the University Council for Educational Administration. Alexandria, VA.

Bathon, J. M. & Black, W. R. (2007, Aug.). *The regional distribution of graduates of building-level leadership preparation institutions in Indiana*. Paper presented at the annual meeting of the National Council of Professors of Educational Administration. Chicago, IL.

Bathon, J.M. & McCarthy M. M. (2007, Aug.). *Morse v. Frederick: Legal issues and implications for administrators of the Supreme Court's latest foray into students' First Amendment rights*. Paper presented at the annual meeting of the National Council of Professors of Educational Administration. Chicago, IL.

Bathon, J. M. (2007, April). *State anti-bullying attempts: A review of state policies, legal standards and literature*. Paper presented at the meeting of the American Educational Research Association, Chicago, IL.

Black, W. R., Friend, J., Waddle, J., Hafner, M., Pounder, D., Bathon, J. & Watson R. (2006, Oct.). Discussing statewide leadership preparation studies. In T. Orr (Chair), *Looking in the mirror to improve practice*. Symposium conducted at annual conference of the University Council for Educational Administration. San Antonio, TX.

Black, W. & Bathon, J. M. (with Fankhauser, R., Himsel, C., McDaniel, T., Poindexter, B., Robinson, G. & Smith, V.) (2006, Aug.), *Indiana building-level leadership preparation study*, Annual conference of the National Council of Professors of Educational Administration. Lexington, KY.

Presentations: Invited

Bathon, J. (2009, Apr.). *Educational Technology and the Law*. University of Virginia, Department of Leadership, Foundations & Policy, EDLF 589: Technology Legal, Ethical, and Safety Policies.

Bathon, J. (2009, Mar.). *Legal Issues and Educational Technology*. Virginia Commonwealth University, Department of Educational Leadership, ADMS 640: School Leadership and Educational Technology.

Bathon, J. (2009, Mar.). *Employee Electronic Expression*. University of Kentucky, School of Law, LAW 950: Education Law Seminar.

Bathon, J. (2009, Feb.). *Redding v. Stafford and Search and Seizure in Public Schools*. North Carolina State University, Department of Educational Leadership and Policy Studies, 518: School Law.

Bathon, J. (2008, Feb.). *School Law Overview*. Franklin College. Franklin, IN.

Bathon, J., Eckes, S., McCarthy, M. & Rumble, J. (2007, Oct.). *Current issues in school law*. Indiana Network of Women Administrators. Bloomington, IN.

Black, W. R., Bathon, J.M. & Poindexter, B. (2007, Oct.). *Looking in the mirror to improve practice: A study of administrative licensure and Master's degree programs in the State of Indiana*. Indiana Department of Education. Indianapolis, IN.

Bathon, J.M. & Rumble, J. (2007, Apr.). *The changing legal landscape in reaction to changes in technology*. EDUC-520: Education and Social Issues. Bloomington, IN.

Black, W. R. & Bathon, J. M. (2006, Nov.). *An update on the progress of the Indiana Building-Level Leadership Preparation Study*. Bi-annual meeting of the Taskforce on Evaluating Educational Leadership. San Antonio, TX.

Bathon, J. M. (2006, Sept.). *Examining Indiana building-level leadership preparation*, Indiana University School Administrators Association, Bloomington, IN.

Gibbs, J. S. R. & Bathon, J. M. (2006, Apr.). *Legal aspects of bullying*, Southeastern Indiana Schools Study Council, Nashville, IN.

McCarthy, M. M. & Bathon, J. M. (2006, Apr.). *An update on the progress of the Indiana Building-Level Leadership Preparation Study*. Bi-annual meeting of the Taskforce on Evaluating Educational Leadership. San Francisco, CA.

McCarthy, M. M., Bathon, J. M. & Gibbs, J. S. R. (2006, March). *Legal issues related to off-campus speech and school bullying*, Indiana School of Education Dean's Advisory Council: Bloomington, IN.

Bathon, J. M. (2005, May). *Using the handbook for Illinois special education due process hearing officers*, Illinois Special Education New Hearing Officer Training: Carbondale, IL.

Service

Professional Association Leadership Positions

Secretary/Treasurer, American Educational Research Association Law and Education Special Interest Group, 2008-2010.

Member, University Council for Educational Administration & American Educational Research Association, Learning and Teaching in Educational Leadership Special Interest Group, Taskforce to Evaluate Educational Leadership Preparation Effectiveness, 2007-present.

Blogger, University Council for Educational Administration, Center for the Advanced Study of Technology Leadership in Education, 2008-present.

Webmaster, American Educational Research Association Law and Education Special Interest Group, 2007-2008. Website Location: http://www.aera.net/Default.aspx?menu_id=180&id=568

University Leadership Positions

Co-Chair, College of Education Technology Committee, University of Kentucky, 2008-09.

Member, Department of Educational Leadership Studies Principalship Redesign Committee, University of Kentucky, 2008-09.

Editorial Work

Invited Reviewer, Feb. 2009, *Educational Administration Quarterly*

Regional Reporter, *School Law Reporter*, a monthly publication of the Education Law Association.

- Research and report judicial developments in educational law for cases appearing in the *Northeastern Reporter* and the *Bankruptcy Reporter*.

Professional Association

Chair of Session:

- *School Law and Social Justice: What are the Current Issues and Why Should We Care?* Annual meeting of the American Educational Research Association, San Francisco, CA.
- *“Role-Alike Session” for Graduate Student.* Annual convention of the Education Law Association. Memphis, TN.

Reviewer of Conference Proposals:

- AERA, Division A: 2009
- AERA, Law and Education Special Interest Group: 2009
- University Council for Educational Administration: 2008, 2009

University

- Member, College of Education Technology Committee, University of Kentucky, 2008-09
- Member, College of Education International Committee, University of Kentucky, 2008-09
- Member, College of Education Professional Development Committee, University of Kentucky, 2009
- Member, College of Education Website Redesign Subcommittee (meets weekly), University of Kentucky, 2008-09
- Member, Department of Educational Leadership Studies Search Committee, University of Kentucky, 2008

International

Morning Star Center for Social Progress (www.mscafrica.org)

Co-Founder and Member, Board of Directors

July 2004 – Present

- Co-founded a non-profit institution devoted to providing social services, including education, healthcare, and technology training, to underprivileged communities in Africa. Currently, a center in Kinshasa, Democratic Republic of the Congo is offering adult education in computer science and construction is underway on an elementary school. First graduating class of 14 adult education students with a Computer Training Certificate was in May, 2006.

Electronic Media

The Edjurist (www.edjurist.com)

Owner, Founder and Author of Blog and Web Resources

Feb. 2006 – Present

- Sponsored by the University Council for Educational Administration Center for the Advanced Study of Technology Leadership in Education, the Edjurist contains a blog and multiple other resources that provides updates on recent developments in educational law.

Media

Quoted in: Charles Carney, (2007, Oct. 16). Part of No Child Left Behind “choice” provision is no choice at all for most. *Indiana University Newsroom*.

Breaden, M. (2007, Oct. 24). Report Roundup: NCLB and School Choice (vol. 27, issue 09, p. 5). *Education Week*.

Quoted in: Kara Arundel (2004, Aug. 10). Help Wanted: ED says schools have 69,000 special ed teacher openings. *Special Ed Connection*.

Other

Awards

- American Educational Research Association, Law and Education Special Interest Group: Emerging Scholar Award (2007).
- Southern Illinois University Law Journal (2003-2005)
- Southern Illinois American Inn of Court (2004-2005)
- Alumni Scholarship – Southern Illinois University School of Law (2002-2003)

Memberships

- Education Law Association
- American Educational Research Association (AERA)
 - AERA Division A: Administration, Organization & Leadership
 - AERA Division L: Educational Policy and Politics
 - Special Interest Group: Law and Education
 - Special Interest Group: Teaching in Educational Administration
- University Council on Educational Administration (UCEA)
- AERA-Teaching in Educational Leadership Special Interest Group & UCEA Taskforce on Evaluating Educational Leadership Preparation
- National Council of Professors of Educational Administration
- Kentucky Association of School Administrators