

1 through October 13, 2015. During all relevant times, Lancaster was employed by the
2 Portland Public School District (PPSD).

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- 4 2. On October 19, 2014, the Commission received a report from Oregon’s Department
5 of Human Services (DHS), alleging that Lancaster had covertly photographed a
6 minor aged student in the school bathroom. Local law enforcement and PPSSD were
7 notified, and multiple investigations were conducted. In the course of investigating
8 the report that Lancaster had attempted to photograph a male, minor aged student
9 using the bathroom, authorities found thousands of pornographic photos on
10 Lancaster’s cell phone. Several of these images were later determined to be of known
11 victims of child exploitation and child sexual abuse. On or about October 3, 2018,
12 Lancaster was indicted on 13 counts of Encouraging Child Sexual Abuse in the First
13 Degree (ORS 163.684).
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- 15 3. On July 23, 2019, Lancaster pled guilty to and was convicted of two counts of
16 Encouraging Child Sexual Abuse in the First Degree (ORS 163.684). Lancaster was
17 sentenced to 42 months’ incarceration on count 1, and 60 months supervised
18 probation on count 2, along with standard sex offender requirements and treatment.

20 CONCLUSIONS OF LAW

21 Phillip Lancaster’s criminal convictions as described in section three (3) above,
22 constitute gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-
23 0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*); and
24 OAR 584-020-0040(1) (*The Commission will deny, revoke or deny the right to apply*
25 *for a license or charter school registration to any applicant or educator who, has been*
26 *convicted of any of the crimes listed in ORS 342.143, or the substantial equivalent of*
27 *any of those crimes if convicted in another jurisdiction, or convicted of attempt to*
28 *commit such crimes as defined in ORS 161.405*), including ORS 163.684 –
29 *Encouraging Child Sexual Abuse in the First Degree*. This conduct also constitutes
30 gross unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (*Conviction*
31 *of violating any federal, state, or local law. A conviction includes any final judgment of*
32 *conviction by a court whether as the result of guilty plea, no contest plea or any other*

1 means); OAR 584-020-0040(5)(d) (*Commission of an act listed in OAR 584-020-*
2 *0040(1); and OAR 584-020-0040(5)(e) (Admission of or engaging in acts constituting*
3 *criminal conduct, even in the absence of a conviction).*

4
5 Pursuant to ORS 342.175(3) and OAR 584-020-0040(1) the Teacher Standards
6 and Practices Commission must revoke Lancaster’s license and / or Lancaster’s right to
7 apply for a license based on Lancaster’s conviction of any of the crimes listed in ORS
8 342.143(3)(a), or the substantial equivalent of any of those crimes, or convicted of
9 attempt to commit such crimes as defined in ORS 161.405.

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11 Furthermore, the conduct underlying Lancaster’s convictions as described in
12 section two (2) above, constitutes gross neglect of duty in violation of ORS
13 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*
14 *professional judgment*); OAR 584-020-0040(4)(f) (*Any sexual conduct with a student*)
15 as defined by OAR 584-020-0005(5); OAR 584-020-0040(4)(o) as it incorporates OAR
16 584-020-0035(1)(c)(D) (*Honoring appropriate adult boundaries with students in*
17 *conduct and conversations at all times*); and OAR 584-020-0035(3)(a) (*Maintain the*
18 *dignity of the profession by respecting and obeying the law, exemplifying personal*
19 *integrity and honesty*). Additionally, Lancaster’s criminal convictions and conduct
20 related to his convictions constitute “gross unfitness” in violation of ORS 342.175(1)(c);
21 OAR 584-020-0040(3)(c) and (d) as defined by OAR 584-020-0040 (5) (*Gross*
22 *unfitness is any conduct which renders an educator unqualified to perform his or her*
23 *professional responsibilities*).

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25 The Commission’s authority to impose discipline in this matter is based upon
26 ORS 342.175.

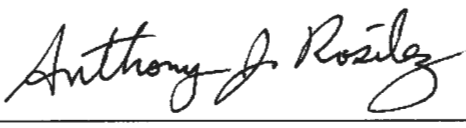
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28 **FINAL ORDER**

29 The Commission hereby revokes Phillip Lancaster’s Educator license and his
30 right to apply for licensure.

1 IT IS SO ORDERED THIS 31st day of January, 2020.

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3 TEACHER STANDARDS AND PRACTICES COMMISSION

4 By: 
5 Dr. Anthony Rosilez, Executive Director

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9 NOTICE OF APPEAL OR RIGHTS

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YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.