

1 2. On June 9, 2017, the Commission learned from a National Association of State
2 Directors of Teacher Education and Certification clearinghouse report that Flucas'
3 California teaching credential was suspended. TSPC obtained a copy of Flucas'
4 Notice of Suspension from California which noted Flucas was being charged with
5 three counts of unlawful sexual intercourse with a minor and two counts of incest.
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7 3. Subsequent investigation determined the following:
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9 a. On February 8, 2017, the Stockton Police Department (PD), Stockton,
10 California, began an investigation into allegations Flucas sexually abused a
11 minor-aged family member and then arrested Flucas for Rape by Force or Fear,
12 and Incest. On April 3, 2017, Flucas was charged with ten counts of Unlawful
13 Intercourse with a Minor 3 Years Younger; four counts of Incest; one count of
14 Oral Copulation of a Person Under 18; and two counts of Dissuading a Witness
15 from Reporting a Crime. The Federal Bureau of Investigation also conducted
16 an investigation into these allegations which resulted in Flucas being charged in
17 federal court with violating federal code by transporting a minor with the intent
18 to engage in criminal sexual activity.
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20 b. Investigation by law enforcement determined Flucas sexually abused multiple
21 minors who were family members or who resided in Flucas' household. DNA
22 testing of family members and other females, who were at one time, residents of
23 Flucas' household, found Flucas fathered three children with one of his
24 daughters, one child with his daughter's teenage friend, and six children with
25 his stepdaughter.
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27 c. On June 26, 2018, Flucas was found guilty in federal court of witness tampering
28 related to the criminal charges. On September 20, 2018, Flucas was found
29 guilty of two felony counts of transporting minors with the intent to engage in
30 criminal activity. On February 12, 2019, Flucas was sentenced to life in federal
31 prison for these convictions
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1 **CONCLUSIONS OF LAW**

2 Rodney Rochea Flucas' conduct described in each of the sections of paragraph
3 three (3) above constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR
4 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional*
5 *judgment*); OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-
6 0035(3)(a)(*Maintain the dignity of the profession by respecting and obeying the law,*
7 *exemplifying personal integrity and honesty*); and OAR 584-020-0040(3)(a) (*Has*
8 *been convicted of a crime not listed in section (1) of this rule, if the Commission finds*
9 *that the nature of the act or acts constituting the crime for which the educator was*
10 *convicted render the educator unfit to hold a license*). This conduct also constitutes
11 gross unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (*Conviction*
12 *of violating any federal, state, or local law. A conviction includes any final judgment*
13 *of conviction by a court whether as the result of guilty plea, no contest plea or any*
14 *other means*); and OAR 584-020-0040(5)(e) (*Admission of or engaging in acts*
15 *constituting criminal conduct, even in the absence of a conviction*).

16 The Commission's authority to impose discipline in this matter is based
17 upon ORS 342.175.

18 **FINAL ORDER**

19 The Commission hereby revokes Rodney Rochea Flucas' Educator license.
20 IT IS SO ORDERED THIS 10th-day of September, 2019.

21
22 TEACHER STANDARDS AND PRACTICES COMMISSION

23 By: Anthony J. Rosilez
24 Dr. Anthony Rosilez, Executive Director

NOTICE OF APPEAL OR RIGHTS

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