



1 been made to induce him to sign this Stipulation and Final Order; and (vii) he has consulted  
2 with an attorney regarding this Stipulation and Final Order and has been fully advised with  
3 regard to his rights thereto, or waives any and all rights to consult with an attorney prior to  
4 entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final  
5 Order below. This Order sets forth the facts upon which the parties have agreed and the  
6 sanction to be imposed. In entering into this stipulation, Jenkins waives the right to a hearing  
7 to contest the findings of fact, conclusions of law and order set forth below.

### 8 **STIPULATION OF FACTS**

- 9 1) Jenkins has been licensed by the Commission since February 4, 2008. Jenkins previously  
10 held an Initial I Teaching License, with endorsements in Health Education (HS) and  
11 Physical Education (ML/HS), which was valid from May 15, 2015, through September 17,  
12 2018. During all relevant times, Jenkins was employed by the Canby School District (CSD).  
13
- 14 2) On September 25, 2017, the Commission received information from the CSD indicating  
15 Jenkins may have committed acts which constitute gross neglect of duty. CSD reported that  
16 on September 5, 2017, Jenkins appeared intoxicated while on duty and disregarded a  
17 directive to remain on campus while an investigation was conducted.
- 18
- 19 3) Investigation determined that on September 25, 2017, school administrators were contacted  
20 by multiple educators who reported they were concerned about Jenkins' unusual behavior in  
21 the classroom. Multiple educators reported they had interacted with Jenkins, observed  
22 Jenkins to be acting strangely, and believed Jenkins was likely intoxicated. The reports  
23 described Jenkins as off balance, slurring his words, having slowed speech, mumbling  
24 words, and smelling of alcohol. One reporting teacher stated they did not feel it was safe to  
25 leave their students with Jenkins for his physical education class. Another was so concerned  
26 about Jenkins' behavior that they continued to observe Jenkins' behavior and interactions  
27 while waiting for school administrators to respond.
- 28
- 29 Building Principal Thompson responded and also observed Jenkins to appear intoxicated.  
30 When questioned if he was intoxicated, Jenkins avoided answering the questions directly,  
31 stating he had been drinking at night to "numb the pain", and claiming that "he would never  
32 do that". Thompson described his observations of Jenkins to include slurred speech,

1 unbalanced while standing and moving, and smelling of alcohol. Thompson directed Jenkins  
2 to remain in his office while Thompson contacted the District Office. Upon his return,  
3 Thompson discovered that Jenkins had disregarded his directive and left the building.

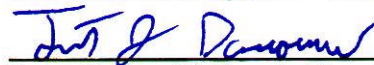
4 4) Commission investigators made multiple attempts to contact Jenkins, schedule and conduct  
5 a mandated interview. By not responding, and failing to meet or call at appointed dates and  
6 times, Jenkins failed to cooperate with Commission investigators. As a result, an interview of  
7 Jenkins was never conducted.

8 5) On October 2, 2019, after the completion of the Commission's investigation, Jenkins  
9 provided the following information to Commission staff. Jenkins explained that at the time  
10 of his conduct he was not coping well with his divorce. He admitted to drinking alcohol while  
11 also taking prescription medications for anxiety/depression and conceded that could have  
12 contributed to his level of impairment. Jenkins advised he never consumed alcohol while at  
13 work, but may have still been under the influence from his consumption the evening before  
14 he reported to work. Jenkins explained that he had left the building despite his principal's  
15 request that he remain in the office, because he panicked and was concerned about getting in  
16 trouble. Jenkins added that as a result of his conduct he realized the severity of his situation,  
17 resigned his teaching position, and immediately entered and later completed inpatient  
18 treatment for alcohol dependency.

19  
20 IT IS SO STIPULATED:

21   
22 Charles Jenkins

11/1/2019  
Date

23   
24 Trent Danowski, Deputy Director  
25 Teacher Standards and Practices Commission

11/6/2019  
Date

26  
27 **CONCLUSION OF LAW**

28 Charles Jenkins' conduct as described in section three (3), above constitutes gross  
29 neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates  
30 OAR 584-020-0010(5) (*Use professional judgment*), OAR 584-020-0025(2)(e) (*Using district*  
31 *lawful and reasonable rules and regulations*), OAR 584-020-0040(4)(g) (*Appearing on duty*  
32 *or at any district-sponsored activity while under the influence of alcohol or any controlled*

1 substance), and OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-  
2 0035(3)(a)(Maintain the dignity of the profession by respecting and obeying the law,  
3 exemplifying personal integrity and honesty).

4 Charles Jenkins' conduct as described in section four (4), above constitutes gross neglect  
5 of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(p) (Subject to the exercise of  
6 any legal right or privilege, failure or refusal by an educator under investigation to respond to  
7 requests for information, to furnish documents or to participate in interviews with a  
8 Commission representative relating to a Commission investigation).

9  
10 The Commission's authority to impose discipline in this matter is based upon ORS  
11 342.175.

12  
13 **ORDER**

14 The Commission adopts the above Stipulation of Facts, and hereby revokes Charles D.  
15 Jenkins' right to apply for an educator license.

16  
17 IT IS SO ORDERED this 8 day of November, 2019.

18  
19 TEACHER STANDARDS AND PRACTICES COMMISSION

20  
21 By: 

22 Dr. Anthony J. Rosilez, Executive Director