1 2 3			S AND PRACTICES COMMISSION OF OREGON
4	In the Matter of the)	DEFAULT ORDER OF
5 6	Educator License of DONNA D. SCHLAHT)	REVOCATION OF LICENSURE
7	DOMNAD. SCHLAHI	,	LICENSURE
8	On March 23, 2021, the Tea	cher Standa	ards and Practices Commission
9	(Commission) issued a Notice of O	pportunity	for Hearing to Donna D. Schlaht (Schlaht)
10	in which the Commission charged	her with Gr	oss Neglect of Duty and Gross Unfitness.
11	The Notice was sent via U.S. First 0	Class Mail a	nd U.S. Certified Mail Receipt 7019 2970
12	0000 4903 8935 to the address on	file with th	e Commission. The Notice designated the
13	Commission file as the record for p	ourposes of	proving a prima facie case. The Certified
14	Mail Return Receipt was returned	with a signa	ture and dated March 26, 2021. The
15	regular first class mail was not retu	ırned to the	Commission, and was assumed delivered
16	The Notice of Opportunity of Hearing, dated March 23, 2021, and signed by Anthony		
17	Rosilez, Executive Director, stated:	•	
18 19 20 21 22 23 24 25 26 27 28 29	PERIOD, YOUR RIGHT TO UNLESS YOUR FAILURE T REASONABLE CONTROL. WITHDRAW YOUR REQUI AT A HEARING, OR NOTIF APPEAR AT HEARING, TH DEFAULT WHICH MAY IN YOUR LICENSE OR OTHER	A HEARING REQUES IF YOU DO EST FOR HE TY THE COMMIS ICLUDE TH R DISCIPLI The Commis	ssion, therefore, finds Schlaht to be in t, conclusions of law, and final order,
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32	FI	NDINGS (OF FACT
33	1. Donna D. Schlaht has been lice	ngod by the	Commission since November 30, 2015.
34			ing License, with an endorsement in
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			n July 1, 2018, through June 30, 2021.
36		int was emp	loyed by the Morrow County School
37	District (MCSD).		

1	2. On August 22, 2019, the Commission received a report from MCSD alleging Schlaht
2	had engaged in conduct that may be considered gross neglect of duty and/or gross
3	unfitness. Specifically, that Schlaht used unnecessary physical contact with a
4	student. During the Commission's investigation into Schlaht's alleged misconduct,
5	Schlaht was unwilling to participate in the investigatory process in violation of state

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statute and administrative rule.

- 3. Investigation determined that on December 3, 2018, while substitute teaching at Irrigon Junior/Senior High School, Schlaht lightly kicked a disruptive student on the leg when she found the student sitting in her chair. A few minutes later, Schlaht told the same student to be quiet and lightly slapped the student on the head. Local law enforcement investigated the matter and referred their investigation to the Morrow County District Attorney's Office. On February 5, 2019, Schlaht was convicted by the Justice Court for Morrow County Irrigon District on a no contest plea of ORS 166.065 Harassment. The court found that Schlaht did unlawfully and intentionally harass and annoy the student by subjecting the student to offensive physical contact.
- 16 4. On August 2020, the Commission sent Schlaht a request to interview by Certified and First Class mail to an address the investigator obtained through an online 17 18 locator program. On August 24, 2020, Schlaht acknowledged receipt of the letter by 19 signing the Certified mail return receipt. The First Class letter sent to the same 20 address was not returned to the Commission and was assumed delivered. Schlaht did 21 not respond to the investigator as directed in the letter within fourteen (14) days. On 22 September 21, 2020, the investigator emailed Schlaht a digital version of the 23 interview request with instructions to contact the investigator immediately. Schlaht 24 did not respond. On September 21, 2020, the investigator attempted to contact Schlaht by telephone with the number Schlaht had provided the Commission. 25 26 Schlaht did not answer the call and there was no provision for the investigator to 27 leave a voicemail. On September 23, 2020, the investigator completed their report 28 without Schlaht's participation.

CONCLUSIONS OF LAW

Donna D. Schlaht's conduct described above constitutes gross neglect of duty in

1	violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates, OAR 584-		
2	020-0010(5) (Use professional judgement), OAR 584-020-0020(2)(d)(Skill in the		
3	supervision of students), OAR 584-020-0025(2)(e) (Using district lawful and		
4	reasonable rules and regulations); OAR 584-020-0040(4)(d) (Unreasonable physical		
5	force against students, fellow employees, or visitors to the school, except as permitted		
6	under ORS 339.250); and OAR 584-020-0040(4)(p)(Subject to the exercise of any legal		
7	right or privilege, failure or refusal by an educator under investigation to respond to		
8	requests for information, to furnish documents or to participate in interviews with a		
9	Commission representative relating to a Commission investigation).		
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11	The Commission's authority to impose discipline in this matter is based upon		
12	ORS 342.175.		
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14	FINAL ORDER		
15	The Commission hereby revokes Donna D. Schlaht's Oregon educator licensure.		
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17	IT IS SO ORDERED THISday of June, 2021.		
18	TEACHER STANDARDS AND PRACTICES COMMISSION		
	By:		
19	By:		
20 21	Dr. Anthony Rosnez, Executive Director		
22	NOTICE OF APPEAL OR RIGHTS		
23 24	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY		
2 4 25	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE		
26	SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF		
27	ORS 183.482 TO THE OREGON COURT OF APPEALS.		