

1 and (vii) he has consulted with an attorney regarding this Stipulation and Final Order
2 and has been fully advised with regard to his rights thereto, or waives any and all rights
3 to consult with an attorney prior to entering into this Stipulation and Final Order and
4 issuance and entry of the Stipulated Final Order below.

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STIPULATION OF FACTS

- 7 1. The Commission has licensed Weber since January 22, 2018. Weber held a
8 Reciprocal Teaching License, with an endorsement in Foundational Sciences
9 (PK-12), valid from January 22, 2018, through January 22, 2109. During all
10 relevant times, Weber was employed by the Portland School District (PSD).
11
- 12 2. On March 18, 2019, the Commission received a report from PSD indicating
13 Weber may have committed acts which constitute gross neglect of duty and/or
14 gross unfitness. Specifically, the report alleged Weber engaged in conduct that
15 involved inappropriate comments and boundaries with students.
16
- 17 3. Investigation determined that on or about June 4, 2018, Weber was substitute
18 teaching students in a Spanish 1 class at Franklin High School and was asked by a
19 student about the craziest thing Weber had seen as a substitute teacher. Weber told
20 the students about an incident a few weeks prior at a different school in which a
21 group of students observed an educator's online shopping purchases which included
22 sex themed clothing and toys on a school computer. Weber described to the class
23 details of some the items and implied the educator was gay. Weber also told the
24 students he was glad for the educator to have found his kink.

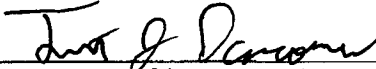
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28 IT IS SO STIPULATED:

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30 _____
31 Maxwell H. Weber

10 Nov 2021

Date

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33 _____
34 Trent Danowski, Deputy Director
35 Teacher Standards and Practices Commission

11/22/2021

Date

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CONCLUSION OF LAW

The conduct described section constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*), and OAR 584-020-0020(2)(d) (*Skill in the supervision of students*), OAR 584-020-0025(2)(e) (*Using district lawful and reasonable rules and regulations*); OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(1)(c)(D) (*Honoring appropriate adult boundaries with students in conduct and conversations at all times*).

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

ORDER

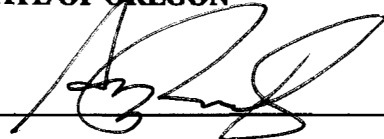
The Commission adopts and incorporates herein the above findings of fact and conclusions of law, and based thereon, imposes a ninety (90) day suspension upon Maxwell H. Weber’s Right to Apply for an Oregon educator license.

Furthermore, the Commission requires that reinstatement is subject to the following condition:

- 1. Weber shall comply with the Standards for Competent and Ethical Performance of Oregon Educators under Oregon Administrative Rules Chapter 584, Division 020.

Issued and dated this 7 day of February, 2022.

**TEACHER STANDARDS AND PRACTICES COMMISSION
STATE OF OREGON**

By  _____

Dr. Anthony Rosilez, Executive Director

