

1 was employed by the Hillsboro School District (HSD).

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3 2. On May 8, 2020, TSPC received a Misconduct Report from the HSD regarding
4 Cunningham, teacher at Orenco Elementary School. The report alleges that the
5 Oregon Department of Justice (DOJ) received a cyber-tip from Google that
6 Cunningham had engaged in illegal internet activity. The report indicated that a
7 subpoena had been issued for Cunningham's electronic devices in conjunction
8 with an investigation for allegedly downloading and uploading child
9 pornography.

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11 3. Investigation by the HSD and the DOJ determined that Cunningham downloaded
12 multiple images of minor aged children engaged in sexual acts. Additionally, two
13 images discovered during the investigation had been taken in the Orenco
14 Elementary School bathroom. The first photo was of young kindergarten aged
15 student with his pants pulled down using the urinal. The image showed the
16 child's bare buttocks. A second imagine was of Cunningham, taking a selfie in the
17 mirror with his pants pulled down and his genitals exposed. The photo is clearly
18 of Cunningham and was obviously taken in the Orenco Elementary School
19 bathroom because of the visible and unique tile pattern shown in the photo. The
20 photos had been taken on or about September 14, 2020. Further investigation
21 determined that Cunningham had shared a large volume of communication with
22 a 6th grade student who had repeatedly been caught trying to sneak into his
23 classroom before and after school. Additionally, a review of your Google search
24 history revealed searches for pornography of young males engaging in sexual acts
25 with older males some of which were images or videos depicting male students
26 and teachers engaging in sexual acts. Cunningham resigned from the HSD on
27 September 14, 2020. On January 21, 2022, Cunningham pled guilty to and was
28 convicted of two counts of Encouraging Child Sexual Abuse in the first-degree,
29 ORS 163.684, in Multnomah County Circuit Court. Cunningham was sentenced
30 to 16 months incarceration and 3 years post-prison supervision. On February 11,
31 2022, Cunningham also pled guilty and was convicted of one count of
32 Encouraging Child Sexual Abuse in the first-degree ORS 163-684, and one count

1 of Invasion of Privacy in the first-degree, ORS 163.701 in Washington County
2 Circuit Court. Cunningham was sentenced to 16 months incarceration and 3 years
3 post-prison supervision. The sentences in Multnomah and Washington County
4 Circuit Courts were ordered to be served concurrently.

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6 4. On April 21, 2022, TSPC investigative staff requested that Cunningham
7 participate in an interview relating to these charges. On May 2, 2022,
8 Cunningham's attorney, Josephine Townsend, informed TSPC that Cunningham
9 would not be participating in an interview with the Commission.

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11 ***Under ORS 342.175(2) and OAR 584, Division 020, the Commission***
12 ***will deny, revoke or deny the right to apply for a license or charter school***
13 ***registration to any applicant or educator who, has been convicted of any***
14 ***of the crimes listed in ORS 342.143, or the substantial equivalent of any of***
15 ***those crimes if convicted in another jurisdiction or convicted of attempt to***
16 ***commit such crimes as defined in 161.405.***

17
18 **CONCLUSIONS OF LAW**

19 *Under ORS 342.175(2) and OAR 584, Division 020, the Commission will deny,*
20 *revoke or deny the right to apply for a license or charter school registration to any*
21 *applicant or educator who, has been convicted of any of the crimes listed in ORS*
22 *342.143, or the substantial equivalent of any of those crimes if convicted in another*
23 *jurisdiction or convicted of attempt to commit such crimes as defined in 161.405.*

24
25 The Commission's authority to impose discipline in this matter is based upon ORS
26 342.175.

27 **FINAL ORDER**

28 The Commission hereby permanently revokes Cunningham's teaching license.


1 IT IS SO ORDERED THIS 18 day of July, 2023.

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TEACHER STANDARDS AND PRACTICES COMMISSION

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By: 

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Dr. Anthony Rosilez, Executive Director

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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.