1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON					
4 5 6 7		the Matter of the Educator License of ONATHAN CURTIS BRODERICK)	DEFAULT ORDER OF REVOCATION OF EDUCATOR LICENSE		
8		On August 30, 2012, the Teacher Sta	ndaı	rds and Practices Commission (Commission) issued		
9	a l	Notice of Opportunity for Hearing to Jonat	than	Curtis Broderick (Broderick) in which the		
10	Co	ommission charged him with Gross Neglect of Duty. The Notice was sent via U.S. First Class Mail				
11	an	nd U.S. Certified Mail Receipt 7011 2000 0001 1292 1636 to the address on file with the				
12	Co	ommission. The Notice designated the Con	nmis	ssion file as the record for purposes of proving a		
13	pr	orima facie case. The Certified Mail receipt was returned, signed to the Commission on September				
14	12	2, 2012. The regular mail was not returned to the Commission. The Notice of Opportunity of				
15	Не	earing, dated August 30, 2012, and signed	by V	ictoria Chamberlain, Executive Director, stated:		
16 17 18 19 20 21 22		YOUR RIGHT TO A HEARING SHAI FAILURE TO REQUEST A HEARING YOU DO NOT REQUEST A HEARIN COMMISSION WILL ADOPT AN OR	LL B G W. G O Dei	RECEIVED WITHIN THIS 21-DAY PERIOD, SE CONSIDERED WAIVED UNLESS YOUR AS BEYOND YOUR REASONABLE CONTROL. IF R IF YOU FAIL TO APPEAR AT A HEARING, THE R OF DEFAULT WHICH MAY INCLUDE THE UR LICENSE OR OTHER DISCIPLINE."		
23	Br	oderick did not request a hearing. The Cor	nmi	ssion, therefore, finds Broderick to be in default and		
24	en	enters the following findings of fact, conclusions of law, and final order, based on the files and				
25	rec	cords of the Commission concerning this n	natte	er.		
26		FIND	IN	GS OF FACT		
27	1.	Jonathan Curtis Broderick has been licen	sed	by the Commission since October 26, 1987.		
28		Broderick's Standard Teaching License, v	vith	endorsements in Basic French (018) and Standard		
29		Language Arts (020), was issued Decemb	er 2	28, 2010, and expires on December 27, 2015. During		
30		all relevant times, Broderick was employe	ed b	y the Seaside School District.		
31	2.	On January 16, 2012, a seventeen (17) yea	ar-ol	ld female student disclosed to her parents and a		
32		school officialinformation regarding a roa	man	tic relationship between Broderick and the student.		
33		School officials, local police, DHS, and TS	SPC	were advised and conducted investigations. These		
34		investigations determined Broderick had	bee	n involved in a romantic relationship with this		
35		student since December of 2011.				
36	3.	During the course of the investigations, B	Brod	erick admitted to having a romantic relationship		
37		with the seventeen (17) year-old female s	tude	ent. Officials learned that Broderick had kissed this		
38				iched her thigh. The involved student told officials		
39		that Broderick and the student had condu	acte	d multiple romantic meetings outside of school and		

1 had exchanged emails and written correspondence including romantic notes and poems.

- Examination of Broderick's written and electronic messaging discovered specific content details of these communications including but not limited to:
 - From Broderick to the student: "Lately, my life has been filled with the poetry of you. You've stumbled into a big hole of longing and pretty near filled it with your easy smile and reckless barefeet (sic). That's all I know, you climb out anytime you want. But my poems are about you." The letter is signed "Bisous" which in French translates to "Kisses".
 - Broderick writes in French and/or in English the following in his email correspondence with the student: "I Love you", "Kiss my beautiful...good night."
 - The student emailed Broderick the following: "I pray the memory will always be this vivid, I can still feel your shaky arms around me, Your breath on my neck every time you resisted kissing me, Your eyes looking into my soul, Your fingers running up and down my arms, the back of your hand caressing my thighs, Your lips against mine."
 - On January 12, 2012 the student sent Broderick the following email: "My man tonight in the shower your hands were mine again, only this time they were free. Bisous."
 - 4. The involved student told officials that she had smoked marijuana in Broderick's presence. Broderick failed to report the student's use of marijuana, and Broderick failed to report his romantic relationship to officials.
 - 5. On April 24, 2012, Broderick (through his attorney) refused to cooperate with TSPC investigators when requested to participate in an interview. Broderick was informed of the consequences of such a refusal and still declined to cooperate, rejecting the opportunity to participate in an interview.

CONCLUSIONS OF LAW

Broderick's conduct described in section two (2) above, 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); OAR 584-020-0040(4)(o) as is incorporates OAR 584-020-0035(1)(b) (Refrain from exploiting professional relationships with any student for personal gain, or in support of persons or issues), OAR 584-020-0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate interest in a student's personal life).

Broderick's conduct described in section three (3) above, 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); OAR 584-020-0040(4)(o) as is incorporates OAR 584-020-0035(1)(b) (Refrain from exploiting professional relationships with any student for personal gain, or in support of persons or issues), OAR 584-020-0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate interest in a student's personal life), OAR 584-020-0035(1)(c)(B) (Not accepting or giving or exchanging romantic or overly personal gifts or notes with a student); and

1	OAR 584020-0040(4)(t) (Any sexual conduct with a student).				
2	Broderick's conduct described in section four (4) above, constitutes gross neglect of duty in				
3	violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5)				
4	(Use professional judgment); OAR 584-020-0040(4)(0) as is incorporates OAR 584-020-				
5	0035(1)(b) (Refrain from exploiting professional relationships with any student for personal gain				
6	or in support of persons or issues), OAR 584-020-0035(1)(c)(D) (Honoring appropriate adult				
7	boundaries with students in conduct and conversation at all times), and OAR 584-020-				
8	0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate interest in a				
9	student's personal life), and OAR 584-020-0035(1)(c)(C) (Reporting to the educator's supervisor if				
10	the educator has reason to believe a student is or may be becoming romantically attached to the				
11	educator).				
12	Broderick's conduct described in section five (5) above, constitutes gross neglect of duty in				
13	violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(p) (Subject to the exercise of any legal right				
14	or privilege, failure or refusal by an educator under investigation to respond to requests for				
15	information, to furnish documents or to participate in interviews with a Commission				
16	representative relating to a Commission investigation).				
17	Furthermore, the conduct described above demonstrates that Broderick lacks good moral				
18	character, mental or physical fitness to hold a license as required under ORS 342.143(2).				
19	The Commission's authority to impose discipline in this matter is based upon ORS 342.175.				
20	FINAL ORDER				
21	The Commission hereby revokes Jonathan Curtis Broderick's Educator licensure.				
22	IT IS SO ORDERED THIS/5 th day of February, 2013.				
23	TEACHER STANDARDS AND PRACTICES COMMISSION				
24	By: Victoria Chamberlain, Executive Director				
25 26 27 28					
29 30	NOTICE OF APPEAL OR RIGHTS				
31 32 33 34	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.				