1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION 2 OF THE STATE OF OREGON 3 4 In the Matter of the DEFAULT ORDER OF 5 6 Teaching License of REVOCATION OF TEACHING WELLS, DANIEL CHARLES 7 8 On April 25, 2012, the Teacher Standards and Practices Commission (Commission) 9 issued a Notice of Opportunity for Hearing to Daniel Charles Wells (Wells) in which the 10 Commission charged him with Gross Neglect of Duty. The Notice was sent via U.S. First Class 11 Mail and U.S. Certified Mail Receipt 7011 2000 0001 1292 2190 to the address on file with the 12 Commission. The Notice designated the Commission file as the record for purposes of proving a 13 prima facie case. The Certified Mail was signed for on May 1, 2012. The regular mail was not 14 returned to the Commission. The Notice of Opportunity of Hearing, dated April 25, 2012, and 15 signed by Victoria Chamberlain, Executive Director, stated: "IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, 16 17 YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR 18 FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. 19 IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A 20 HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY 21 INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER 22 DISCIPLINE." 23 24 Wells did not request a hearing. The Commission, therefore, finds Wells to be in default and 25 enters the following findings of fact, conclusions of law and order, based on the files and records 26 of the Commission concerning this matter. 27 FINDINGS OF FACT 28 1. Wells has been licensed as a teacher in Oregon since July 23, 1982. He held a Standard 29 Teaching License issued April 27, 2007, with endorsements in Basic Integrated Science, 30 Standard Chemistry, Standard Physics, and Basic Advanced Mathematics; which expired on 31 April 26, 2012. 32 33 2. In 2001, the McMinnville School District, Wells' employer at the time, became aware of 34 allegations that in the late 1980's, while teaching in the Beaverton School District, Wells 35 engaged in a sexual relationship with a minor female student. When confronted with these allegations by school officials, Wells admitted he had engaged in this conduct. Wells was 36 37 placed on administrative leave and subsequently resigned his teaching position with the 38 McMinnville School District.

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1	3. On July 12, 2011, Wells refused to be interviewed by the Commission regarding the
2	investigation into these matters.
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4	CONCLUSIONS OF LAW
5	Daniel Wells' conduct described in section #2 above constitutes gross neglect of duty in
6	violation of ORS 342.175(5)(1988), OAR 584-20-010(5) (1988) (Use Professional Judgment),
7	OAR 548-20-040(3)(m) (1988) as it incorporates OAR 584-20-035 (3)(a) (1988) (Maintain the
8	dignity of the profession by respecting and obeying the law, exemplifying personal integrity
9	and honesty), and OAR 584-20-040(3)(f)(1988) (Any sexual contact with a student).
10	Daniel Wells' conduct described in section #3 above, constitutes gross neglect of duty in
11	violation of OAR 584-020-0040(4)(p) (Subject to the exercise of any legal right or privilege,
12	failure or refusal by an educator under investigation to respond to requests for information, to
13	furnish documents or to participate in interviews with a Commission representative relating
14	to a Commission investigation).
15	The Commission's authority to impose discipline in this matter is based upon ORS
16	342.175.
17	FINAL ORDER
18	The Commission hereby revokes the licensure of Daniel Charles Wells from the effective
19	date of this order.
20	IT IS SO ORDERED THIS day of September, 2012.
21	TEACHER STANDARDS AND PRACTICES COMMISSION
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23	By:
24	Victoria Chamberlain, Executive Director
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23 24 25 26 27 28 29	NOTICE OF APPEAL OR RIGHTS
30 31 32 33	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.