

1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
4 5 6 7 8	In the Matter of the Educator ) DEFAULT ORDER OF License of ) REVOCATION OF ROBERT EDWARD PETTERSON ) LICENSURE
9	On March 18, 2015, the Teacher Standards and Practices Commission (Commission)
10	issued a Notice of Opportunity for Hearing to Robert Edward Petterson (Petterson) in which
11	the Commission charged him with Gross Neglect of Duty. The Notice was sent via U.S. First
12	Class Mail and U.S. Certified Mail Receipt 7014 0150 0000 1046 5659 to the address on file
13	with the Commission. The Notice designated the Commission file as the record for purposes $\frac{1}{2}$
14	of proving a prima facie case. The Certified Mail receipt was returned signed to the
15	Commission on 03,27,2015. The first class mail was not returned and is assumed delivered.
16	The Notice of Opportunity for Hearing, dated March 18, 2015, and signed by Victoria
17	Chamberlain, Executive Director, stated:
18 19 20 21 22 23 24 25	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."
26	Petterson did not request a hearing. The Commission, therefore, finds Petterson to be in
27	default and enters the following findings of fact, conclusions of law, and final order, based
28	on the files and records of the Commission concerning this matter.
29	FINDINGS OF FACT
30	1. Petterson has been licensed as a teacher in Oregon since June 3, 1980. Petterson's
31	Standard Teaching License, with endorsements in Basic Elementary (016) and Standard
32	Physical Education (018), is valid from September 4, 2012, through September 3, 2017.
33	During all relevant times, Petterson was employed by the South Umpqua School District.
34	2. On June 27, 2014, the Commission received a report from the superintendent of the
35	South Umpqua School District indicating that Petterson had violated professional
36	standards. School district investigation determined Petterson engaged inappropriate
37	physical contact with a student that caused the student injury (discoloration).

3. Commission investigation determined that on or about May 12, 2014, while on the school playground with students, Petterson attempted to redirect a student who was ignoring the direction of another teacher. Petterson physically picked up the student, moved him back to the playground and forcibly sat him on a bench. Investigators determined that Petterson's use of force was unnecessary and excessive and caused the student's arms to redden.

4. The Commission investigation determined Petterson has established a pattern of inappropriate communications with students and patrons. On or about March 4, 2011, Petterson observed a student drilling holes in a work bench. Petterson addressed the student with "What the fuck are you doing?!" On or about September 2013, Petterson was counseled about using the term "Pussy" towards students to describe their inability to perform physical tasks or who displayed physical weakness. Petterson was also advised not to employ physical forms of punishment, forcing students to run laps or perform pushups. On or about October 2013, Petterson told a parent that "Your 'Give a shit meter' was running on empty". On or about November 2013, Petterson again used the term "Pussy" to describe a student's poor effort or ability and directed the student to perform pushups. On or about December 2013, Petterson was reprimanded for throwing a chair and his keys in a moment of anger during class and in the presence of students. Interviewed students advised that Petterson continues to use disparaging terms like "Pussy" towards students.

## **CONCLUSIONS OF LAW**

Petterson's conduct described above, constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0020(0010(1)( Recognize the worth and dignity of all persons and respect for each individual), OAR 584-020-0010(5) (Use professional judgment), OAR 584-020-0020(2)(d)(Skill in the supervision of students), OAR 584-020-0030(2)(b) (Skill in communicating with administrators, students, staff, parents, and other patrons), OAR 584-020-0025(2)(e)(Using district lawful and reasonable rules and regulations); and OAR 584-020-0040(4)(d) (Unreasonable physical force against students, fellow employees, or visitors to the school, except as permitted under ORS 339.250).

1	The Commission's authority to impose discipline in this matter is based upon
2	ORS 342.175.
3	FINAL ORDER
4	The Commission hereby revokes Robert Edward Petterson's educator license.
5	IT IS SO ORDERED THIS 26 th day of May, 2015.
6	TEACHER STANDARDS AND PRACTICES COMMISSION
	Jakota Kamberlain
7 8	By: Victoria Chamberlain, Executive Director
9	NOTICE OF APPEAL OR RIGHTS
.1	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW
.4	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.

## CERTIFICATE OF MAILING

I hereby certify that I served the foregoing notice of final order, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail—Return Receipt Requested, addressed to:

Robert Edward Petterson 179 Mountain View Avenue Myrtle Creek, OR 97457-9720

Dated this \_\_\_\_\_day of May, 2015.

Patty Liddell

Investigative Assistant