1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
4 5 6 7	In the Matter of the) DEFAULT ORDER OF Teaching License of) REVOCATION OF CHALMERS VINSON LOVING) RIGHT TO APPLY
8	On September 14, 2010, the Teacher Standards and Practices Commission
9	(Commission) issued a Notice of Opportunity for Hearing to Chalmers Vinson Loving (Loving) in
10	which the Commission charged him with Gross Neglect of Duty pursuant to OAR 584-020-
11	0010(5), and OAR 584-020-0040(4)(g). The Notice was sent via U.S. First Class Mail and U.S.
12	Certified Mail Receipt 7010 0290 0001 6831 4398 to the address on file with the Commission.
13	The Certified mail was returned unclaimed. The regular mail was not returned and assumed
14	received by Loving. The Notice of Opportunity of Hearing, dated September 14, 2010, and
15	signed by Victoria Chamberlain, Executive Director, stated:
16 17 18 19 20 21 22 23	"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."
24	Loving did not request a hearing. The Commission, therefore, finds Loving to be in default and
25	enters the following findings of fact, conclusions of law and order, based on the files and records
26 27	of the Commission concerning this matter.
28	FINDINGS OF FACT
29	 Loving has been licensed as a teacher in Oregon since June 28, 1990. Loving's current
30	Substitute Teaching License issued on January 18, 2007, expired on October 30, 2010.
31	During all relevant times Loving substitute taught with the Bethel School District.
32	2. On May 30 2008, when Loving reported to Willamette High School, two students and one
33	teacher observed that Loving smelled of alcohol. This was reported to the building principal
34	who observed that Loving was disheveled in appearance and smelled of alcohol. Loving
35	reported consuming alcohol until about 1:00 that morning. When asked to take a breathalyzer
36	test, Loving refused and was asked to leave the premises.

1	Loving previously had several criminal convictions related to alcohol use:
2	a. 01/14/1994, DUII conviction, District Court of Eugene
3	b. 9/28/1996, DUII conviction, Reedsport Municipal Court
4	c. 2/11/1997, Open Container conviction, Lincoln County District Court
5	d. 01/03/2001, DUII conviction, Florence Municipal Court
6	4. On March 24, 2010, Loving met with a Commission investigator. During this meeting Loving
7	stated that he was an alcoholic and could not guarantee his future sobriety.
8	CONCLUSIONS OF LAW
9	Chalmers Vinson Loving's conduct as described above, constitutes gross neglect of duty in
10	violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (Use
11	professional judgment); and OAR 584-020-0040(4)(g) (Appearing on duty or at any district-sponsored
12	activity while under the influence of alcohol or any controlled substance).
13	The Commission's authority to impose discipline in this matter is based upon ORS
14	342.175.
15	FINAL ORDER
16	The Commission hereby revokes Chalmers Vinson Loving's right to apply for an
17	educator license.
18	IT IS SO ORDERED THIS 2010.
19	TEACHER STANDARDS AND PRACTICES COMMISSION
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21 22	By: Victoria Chamberlein Executive Director
22 23	By: (Ichna namaireain)
23 24	Victoria Chamberlain, Executive Director
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27 28	NOTICE OF ADDEAL OD DIQUES
20 29	NOTICE OF APPEAL OR RIGHTS
30	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
31	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
32	SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS
33 34	OF ORS 183.482 TO THE OREGON COURT OF APPEALS.
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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:

Chalmers Vinson Loving 2465 Roosevelt Blvd. Eugene,OR 97402

Dated this 20th day of June, 2011.

Melody Hanson

Executive Assistant