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BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
OF THE STATE OF OREGON

In the Matter of the)
Teaching License of)
JENNIFER CLAIRE MALONEY) STIPULATION OF FACTS,
SURRENDER AND REVOCATION
OF LICENSURE

On or about January 12, 2012, the Teacher Standards and Practices Commission (Commission) received a report from Christine Nesbit, Associate Director of Human Resources; on behalf of Superintendent Berman of the Eugene Public School District, indicating that Jennifer Claire Maloney (Maloney) had been issued a criminal citation for attempted Trespass and was subsequently arrested for Burglary on December 16, 2011.

After review of the matters alleged, Maloney and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts, Surrender and Revocation of Maloney's Oregon Teaching License.

This document sets forth the facts upon which the parties have agreed and the stipulated sanction to be imposed. Maloney stipulates that there is sufficient evidence in the Commission's files and records to support the findings of fact, conclusions of law, and order set forth below.

By signing below, Maloney acknowledges, understands, stipulates, and agrees to the following: (i) she has been fully advised of her rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Surrender and Revocation of Licensure (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither Maloney nor the Commission are bound by the terms herein; (iv) she has fully read this Stipulation and Final Order, and understands it completely; (v) she voluntarily, without any force or duress, enters into this Stipulation and Final Order and

1 consents to issuance and entry of the Stipulated Final Order below; (vi) she states that no
2 promises or representation has been made to induce her to sign this Stipulation and Final
3 Order; and (vii) she has consulted with an attorney regarding this Stipulation and Final Order
4 and has been fully advised with regard to her rights thereto, or waives any and all rights to
5 consult with an attorney prior to entering into this Stipulation and Final Order and issuance and
6 entry of the Stipulated Final Order below. This Order sets forth the facts upon which the parties
7 have agreed and the sanction to be imposed. Maloney stipulates that there are sufficient facts
8 contained in the Commission's files and records to support the findings of fact and conclusions
9 of law set forth below. In entering into this stipulation, Maloney waives the right to a hearing to
10 contest the findings of fact, conclusions of law and order set forth below.

11 **STIPULATION OF FACTS**

- 12 1. The Commission has licensed Maloney since July 28, 2003. Maloney currently holds an
13 Initial II Teaching License with endorsements in Language Arts (HS/ML), Middle School
14 Social Studies (ML), and Multiple Subjects (MIDLVL), valid June 30, 2010 through June
15 29, 2013.
- 16 2. On or about January 12, 2012, the Commission received a report from the Eugene Public
17 School District, indicating that Jennifer Claire Maloney (Maloney) had been issued a
18 criminal citation for attempted Trespass and was subsequently arrested for Burglary on
19 December 16, 2011.
- 20 3. On March 12, 2012, the Commission was informed that on March 2, 2012, Maloney had
21 entered into a plea agreement and related judgment that resulted in a conviction for
22 Burglary in the Second Degree. Further, Maloney was placed on probation and, by her
23 agreement with the Lane County Circuit Court; Maloney agreed to resign from her
24 teaching position, surrender her teaching license, obtain treatment and perform
25 community service.

26 IT IS SO STIPULATED:

1 Jennifer Claire Maloney
2 Jennifer Claire Maloney

7-5-12
Date

3 Victoria Chamberlain
4 Victoria Chamberlain, Executive Director
5 Teacher Standards and Practices Commission

7-13-12
Date

6 **CONCLUSION OF LAW**

7 Jennifer Claire Maloney engaged in criminal conduct constituting Burglary II. This
8 conduct constitutes Gross Neglect of Duty in violation of OAR 584-020-0040(4)(n) as it
9 incorporates OAR 584-020-0010(5) (*Use of professional judgment*), and Gross Unfitness in
10 violation of OAR 584-020-0040(5)(e) (*Admission of or engaging in acts constituting criminal*
11 *conduct, even in the absence of a conviction*), specifically: ORS 164.215 (*Burglary in the second*
12 *degree*). The Commission's authority to impose discipline in this matter is based upon ORS
13 342.175.

14 **ORDER**

15 The Commission adopts the above Stipulation of Facts, accepts the licensure surrender
16 and revokes the Initial II Teaching License of Jennifer Claire Maloney.

17 IT IS SO ORDERED this 20th day of July, 2012.

18 TEACHER STANDARDS AND PRACTICES COMMISSION

19
20 By Victoria Chamberlain
21 Victoria Chamberlain, Executive Director