

1 herein; (iv) he has fully read this Stipulation and Final Order, and understands it completely; (v)
2 he voluntarily, without any force or duress, enters into this Stipulation and Final Order and
3 consents to issuance and entry of the Stipulated Final Order below; (vi) he states that no
4 promises or representation has been made to induce him to sign this Stipulation and Final
5 Order; and (vii) he has consulted with an attorney regarding this Stipulation and Final Order
6 and has been fully advised with regard to his rights thereto, or waives any and all rights to
7 consult with an attorney prior to entering into this Stipulation and Final Order and issuance and
8 entry of the Stipulated Final Order below. This Order sets forth the facts upon which the parties
9 have agreed and the sanction to be imposed. Head stipulates that there are sufficient facts
10 contained in the Commission's files and records to support the findings of fact and conclusions
11 of law set forth below. In entering into this stipulation, Head waives the right to a hearing to
12 contest the findings of fact, conclusions of law and order set forth below.

13 **STIPULATION OF FACTS**

- 14 1. The Commission has licensed Head since August 28, 2004. Head currently holds an
15 Initial I Teaching License with an endorsement in Music (ML/HS) issued June 3, 2011,
16 that expires on August 28, 2014. During all relevant times, Head was employed by the
17 Lebanon School District.
- 18 2. On April 4, 2012, Head pled guilty to two counts of Sexual Abuse in the Third Degree
19 (ORS 163.415), a class A misdemeanor.
- 20 3. The above cited conviction arose from conduct between February 6, 2006, and February
21 5, 2007, where Head subjected a student, under the age of 18, to sexual contact.

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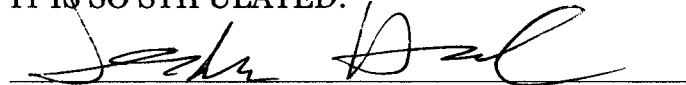
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1 IT IS SO STIPULATED:

2 
3 Joshua E. Head

Date 9/25/12

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

Date 9-6-12

7 **CONCLUSION OF LAW**

8 Joshua E. Head subjected a student, under the age of 18, to sexual contact. Head was
9 subsequently convicted of two counts of Sexual Abuse in the Third Degree (ORS 163.415), a class
10 A misdemeanor listed in ORS 342.143. Head's criminal conviction constitutes gross neglect of
11 duty in violation of ORS 342.175(3);, OAR 584-020-0040(4)(n) as it incorporates OAR 584-
12 020-0010(5) (*Use professional judgment*); and OAR 584-020-0040(1)(m) (*ORS 163.415 –*
13 *Sexual Abuse in the Third Degree*). This conduct also constitutes gross unfitness in violation of
14 ORS 342.175(1)(b); OAR 584-020-0040(5)(e) (*Admission of or engaging in acts constituting*
15 *criminal conduct, even in the absence of a conviction*). Head's conduct underlying his
16 conviction constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-
17 0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*); OAR 584-
18 020-0040(4)(k) (*knowing violation of any rule or order of the Commission*); Oar 584-020-
19 0040(4)(f) (*Any sexual conduct with a student*); OAR 584-020-0040(4)(o) as it incorporates
20 OAR 584-020-0035(3)(a) (*Maintain the dignity of the profession by respecting and obeying the*
21 *law, exemplifying personal integrity and honesty*).

22 The Commission's authority to impose discipline in this matter is based upon ORS
23 342.175.

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ORDER

The Commission adopts the above Stipulation of Facts, permanently revokes Joshua Head's Teaching License, and permanently revokes Joshua Head's right to apply for a license.

IT IS SO ORDERED this 5th day of November, 2012.

TEACHER STANDARDS AND PRACTICES COMMISSION

By: 
Victoria Chamberlain, Executive Director