BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION FRECEIVED

JUN 06 2013 1 2 3 In the Matter of the STIPULATION OF FACTS SURRENDER AND REVOCATION 4 **Educator License of**) 5 KATIE LYNN HEILSBERG) OF LICENSURE 6 On or about June 3, 2011, the Teacher Standards and Practices Commission 7 (Commission) received a report from Howard Fetz, Superintendent, Estacada School District, 8 indicating that Katie Lynn Heilsberg (Heilsberg) had violated professional standards regarding 9 student / teacher boundaries. 10 After review of the matters alleged, Heilsberg and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain 11 12 facts, Surrender and Revocation of Heilsberg's Oregon Teaching License. 13 This document sets forth the facts upon which the parties have agreed and the stipulated 14 sanction to be imposed. Heilsberg stipulates that there is sufficient evidence in the 15 Commission's files and records to support the findings of fact, conclusions of law, and order set 16 forth below. 17 By signing below, Heilsberg acknowledges, understands, stipulates, and agrees to the 18 following: (i) she has been fully advised of her rights to notice and a hearing to contest the 19 findings of fact, conclusions of law, and order set forth below, and fully and finally waives all 20 such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final 21 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 22 23 Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval 24 and adoption by the Commission. If the Commission does not approve and adopt this 25 Stipulation and Final Order, then neither Heilsberg nor the Commission are bound by the terms 26 herein; (iv) she has fully read this Stipulation and Final Order, and understands it completely; 27 (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. In entering into this stipulation, Heilsberg waives the
7	right to a hearing to contest the findings of fact, conclusions of law and order set forth below.
8	STIPULATION OF FACTS
9	1. The Commission has licensed Heilsberg since July 6, 2007. Heilsberg currently holds an
10	Initial II Teaching License with endorsements in Multiple Subjects (MDLVL), Multiple
11	Subjects Self-Contained (ECE, ELE), and Health Education (HS, ML), valid August 23,
12	2010 through August 23, 2013.
13	2. On June 3, 2011, the Commission received a report from the administration of the
14	Estacada School District indicating you may have committed acts which constitute gross
15	neglect of duty. An investigation determined that on May 19, 2011, you were dismissed
16	from employment by the Estacada School District for inappropriate behavior with
17	students. Specially, you crossed professional teacher / student boundaries by sharing
18	text messages with two male students. In the course of the investigation you admitted to
19	exchanging text messages with one student that contained sexual innuendo.
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21	IT IS SO STIPULATED:
22 23	Katie Lynn Heilsberg 5.31.13 Date 4-16-13
24	Flit Mar Chamberlain 4-16-13
25 26	Victoria Chamberlain, Executive Director Teacher Standards and Practices Commission Date
27	

2 Katie Lynn Heilsberg engaged in inappropriate communications with a student. This 3 conduct constitutes Gross Neglect of Duty in violation of OAR 584-020-0040(4)(n) as it 4 incorporates OAR 584-020-0010(5) (Use professional judgment); OAR 584-020-0040(4)(0) as 5 is incorporates OAR 584-020-0035(1)(c)(A) (Not demonstrating or expressing professionally 6 inappropriate interest in a student's personal life), OAR 584-020-0035(1)(c)(B) (Not accepting 7 or giving or exchanging romantic or overly personal gifts or notes with a student), OAR 584-8 020-0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct and 9 conversation at all times). The Commission relies on the definitions of sexual conduct in ORS 10 339.370(9) and OAR 584-020-0005(5). The Commission's authority to impose discipline in 11 this matter is based upon ORS 342.175. 12 ORDER 13 The Commission adopts the above Stipulation of Facts, accepts the licensure surrender and revokes the Initial II Teaching License of Katie Lynn Heilsberg. 14 IT IS SO ORDERED this 26th day of 2013. 15 16 TEACHER STANDARDS AND PRACTICES COMMISSION 17 18 19

CONCLUSION OF LAW

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