

1 sentenced to a total of five years in prison, followed by a period of probation, and
2 required to register as a sex offender.

- 3 3. Loesel's convictions arose from allegations that included Loesel having possession of
4 child pornography material and sharing this material over a peer to peer network via
5 Loesel's computer system.

6 CONCLUSIONS OF LAW

7 Loesel's convictions constitutes gross neglect of duty in violation of ORS
8 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*
9 *professional judgment*); OAR 584-020-0040(1) (*The Commission will deny, revoke or*
10 *deny the right to apply for a license or charter school registration to any applicant or*
11 *educator who, has been convicted of any of the crimes listed in ORS 342.143, or the*
12 *substantial equivalent of any of those crimes if convicted in another jurisdiction or*
13 *convicted of attempt to commit such crimes as defined in 161.405. Evaluation of*
14 *substantially equivalent crimes or attempts to commit crimes will be based on Oregon*
15 *laws in effect at the time of the conviction, regardless of the jurisdiction in which the*
16 *conviction occurred*); OAR 584-020-0040(3)(a) (*The Commission may initiate*
17 *proceedings to suspend or revoke the license or registration of an educator under ORS*
18 *342.175 or deny a license or registration to an applicant under 342.143 who has been*
19 *convicted of a crime not listed in section (1) of this rule, if the Commission finds that the*
20 *nature of the act or acts constituting the crime for which the educator was convicted*
21 *render the educator unfit to hold a license*). This conduct also constitutes gross
22 unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (*Conviction of*
23 *violating any federal, state, or local law. A conviction includes any final judgment of*
24 *conviction by a court whether as the result of guilty plea, no contest plea or any other*
25 *means*); and OAR 584-020-0040(5)(e) (*Admission of or engaging in acts constituting*
26 *criminal conduct, even in the absence of a conviction*).

27 Pursuant to ORS 342.175(3) and OAR 584-020-0040(1) the Teacher Standards
28 and Practices Commission must revoke Loesel's license and Loesel's right to apply for a
29 license based on Loesel's conviction of any of the crimes listed in ORS 342.143(3)(a), or
30 the substantial equivalent of any of those crimes.

31 Furthermore, the conduct underlying Loesel's convictions constitutes gross

1 neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it
2 incorporates OAR 584-020-0010(5) (*Use professional judgment*); OAR 584-020-
3 0040(4)(k) (*Violation of any rule or order of the Commission*); and OAR 584-020-
4 0040(4)(o) as it incorporates OAR 584-020-0035(3)(a) (*Maintain the dignity of the
5 profession by respecting and obeying the law, exemplifying personal integrity and
6 honesty*). Additionally, your conviction and conduct related to your conviction
7 constitute “gross unfitness” in violation of ORS 342.175(1)(c); OAR 584-020-0040(3)(a)
8 and (d) as defined by OAR 584-020-0040 (5) (“*Gross unfitness is any conduct which
9 renders an educator unqualified to perform his or her professional responsibilities*”).
10


11 The Commission’s authority to impose discipline in this matter is based upon ORS
12 342.175.

13 **FINAL ORDER**

14 The Commission hereby revokes Christopher Adams Loesel’s right to apply for
15 licensure.

16 IT IS SO ORDERED THIS 31st day of October, 2014.

17 TEACHER STANDARDS AND PRACTICES COMMISSION

18
19
20 By: 
21 Victoria Chamberlain, Executive Director
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25 **NOTICE OF APPEAL OR RIGHTS**

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27 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
28 BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
29 SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF
30 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:

David L Loesel
5153 SE 17th Terrace
Gresham, OR 97080-2972

Dated this 31st day of October 2014.

By: Patty Liddell
Patty Liddell
Investigative Assistant