1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
4 5 6 7	In the Matter of the ) Teaching License of ) DEFAULT ORDER OF PATRICIA SUE DUNCAN ) LICENSE REVOCATION
8 9	On May 13, 2009, the Teacher Standards and Practices Commission (Commission)
10	issued a Notice of Opportunity for Hearing to Patricia Sue Duncan (Duncan) in which the
11	Commission charged her with Gross Neglect of Duty pursuant to OAR 584-020-0040(4)(c). The
12	Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7008 1140 0002 8580
13	9256 to the address on file with the Commission. The U.S. Postal Service delivered two notices
14	to Duncan, the first on May 15, 2009, and the second on May 22, 2009, in an attempt to deliver
15	this certified mail, before returning the certified mail receipt to the Commission on June 1, 2009.
16	The first class mail was not returned to the Commission, however, indicating that the address on
17	file with the Commission was still correct. The Notice of Opportunity of Hearing, dated May 13,
18	2009, and signed by Victoria Chamberlain, Executive Director, stated:
19 20 21	"You have 21 days from the date of this letter in which to request a hearing. If you do not request a hearing, the Commission will adopt a default order imposing disciplinary sanctions which may include suspending or revoking your Oregon teaching license."
22 23	Ms. Duncan did not request a hearing. The Commission, therefore, finds Ms. Duncan to be in
24	default and enters the following findings of fact, conclusions of law and order, based on the files
25	and records of the Commission concerning this matter.
26	FINDINGS OF FACT
27	1. On or about February 17, 2008, Ms. Duncan submitted an educator application form to
28	the Commission for an Initial Teaching License. The license expires on September 25,
29	2009. There are no current applications for licensure on file. As part of the application
30	she answered "No" to all of the character questions contained in the application. The
31	responses to questions 1, 2, and 3 were false, given that:
32	a. In or around December 2005, the Shoreline School District in Washington issued a

1 Notice of Probable Cause to Discharge in connection with allegations of 2 misconduct. Ms. Duncan left employment with the district as the result of a 3 settlement agreement stemming from the allegations of misconduct. 4 b. At the time Ms. Duncan submitted her application to the Commission, she was the 5 subject of an investigation by the state of Washington Office of Professional 6 Practices relating to alleged misconduct with the Shoreline School District. The 7 investigation resulted in a 12-month suspension that became effective on July 18, 8 2008: and 9 c. Ms. Duncan was placed on administrative leave by the Shoreline School District on 10 two separate occasions between 2005 and 2006 in connection with allegations of 11 misconduct. 12 **CONCLUSIONS OF LAW** 13 Patricia Sue Duncan's failure to disclose: (a) that she left school-related employment as 14 the result of a settlement agreement stemming from allegations of misconduct; (b) that she was 15 currently the subject of an investigation by the State of Washington; and (c) that she was twice 16 placed on administrative leave in connection with allegations of misconduct each constitutes 17 gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(c) (Knowing 18 falsification of any document or knowing misrepresentation directly related to licensure, 19 employment, or professional duties). The Commission's authority to impose discipline in this 20 matter is based upon ORS 342.175. 21 111 22 111 23 111

24

25

111

111

1	FINAL ORDER
2	The Commission hereby revokes Patricia Sue Duncan's educator license.
3	IT IS SO ORDERED THIS day of August, 2009.
4	TEACHER STANDARDS AND PRACTICES COMMISSION
5 6 7 8 9	By: Manuelain Victoria Chamberlain, Executive Director
10 11 12	
13 14	NOTICE OF APPEAL OR RIGHTS
15 16 17 18 19	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF 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:

Patricia Sue Duncan 800 Ellendale Drive Apt. 37 Medford OR 97504

Dated this <u>¿</u>

day of May 2010.

By:

Melody Hanson

Executive Assistant