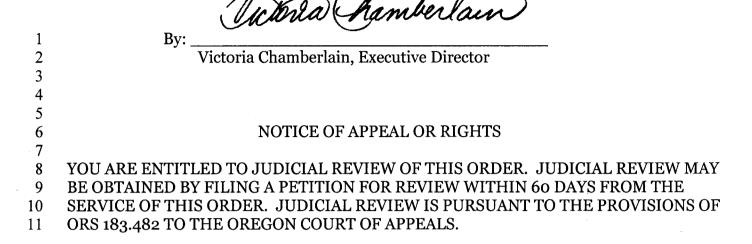
1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON			
3 4 5 6 7	In the Matter of the DEFAULT ORDER OF Educator License of REVOCATION AND REVOCATION MCLAUCHLIN, CHARLES EUGENE OF RIGHT TO APPLY			
8	On June 13, 2014, the Teacher Standards and Practices Commission			
9	(Commission) issued a Notice of Opportunity for Hearing to Charles Eugene			
10	McLauchlin (McLauchlin) in which the Commission charged him with Gross Neglect of			
11	Duty and Gross Unfitness. The Notice was sent via U.S. First Class Mail and U.S.			
12	Certified Mail Receipt 7012 1010 0003 2804 4395 to the address on file with the			
13	Commission. The Notice designated the Commission file as the record for purposes of			
14	proving a prima facie case. The Certified Mail receipt was returned to the commission,			
15	signed on June 18, 2014. The regular mail was not returned to the Commission. The			
16	Notice of Opportunity of Hearing, dated June 13, 2014, and signed by Victoria			
17	Chamberlain, Executive Director, stated:			
18 19 20 21 22 23 24 25	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."			
26	McLauchlin did not request a hearing. The Commission, therefore, finds McLauchlin to			
27	be in default and enters the following findings of fact, conclusions of law, and final			
28	order, based on the files and records of the Commission concerning this matter.			
29				
30	FINDINGS OF FACT			
31	1. Charles Eugene McLauchlin has been licensed by the Commission since June 20,			
32	1986. McLauchlin's Standard Teaching License, with endorsements in Basic			
33	Mathematics (018) and Standard Biology (020), was issued on January 31, 2011, and			
34	expires on January 30, 2016. During all relevant times, McLauchlin was employed by			
35	the Bandon School District.			
36	2. On January 29, 2014, McLauchlin was found guilty of the following crimes: two			
37	counts of Online Sexual Corruption of a Child in the first degree, ORS 163.433, a			

I		class B felony, and approximately 25 counts of Sexual Abuse III the second degree,			
2		ORS 163.425, a class C felony. Both of these crimes are listed in ORS 342.143 and			
3		OAR 584-020-0040(1) for mandatory revocation of licensure or right to apply for			
4	licensure. McLauchlin was sentenced to approximately 10 years of incarceration, 44				
5	months of probation and must register as a sex offender.				
6	3.	3. McLauchlin's convictions arose from allegations that McLauchlin committed the			
7		following unprofessional acts:			
8		a.	McLauchlin failed to maintain professional boundaries with then 16 year		
9			old, female, student SC. McLauchlin spent time running with SC alone		
10			outside of school hours. McLauchlin inappropriately shared hugs with SC		
11			on multiple occasions while alone in the classroom with SC.		
12		b.	While attending the Steens Mountain Running Camp in August 2012,		
13			McLauchlin's interactions with student SC, who was also in attendance,		
14			caused concern amongst the staff of the event. These observed interactions		
15			with SC included, McLauchlin cuddling with SC at the amphitheater,		
16			giving SC back rubs, hugging and giving kisses on the cheek to female		
17			runners, including SC, loitering around the "girls" tent even after told not		
18			to, and mud wrestling with SC and another student.		
19		c.	During the course of the law enforcement investigation, it was determined		
20			that McLauchlin had exchanged inappropriate text messages with SC,		
21			inappropriately hugged SC, kissed SC and taught her how to French kiss.		
22			McLauchlin discussed sexual activities with SC and provided SC with an		
23			IPod so McLauchlin could communicate discreetly with SC. McLauchlin		
24			and SC told each other that they loved one another. McLauchlin and SC		
25			engaged in physical sexual activities that included performing oral sex on		
26			each other at least five separate times and McLauchlin penetrating SC's		
27			vagina with his fingers and fondling her breasts.		
28			CONCLUSIONS OF LAW		
29		McLa	uchlin's convictions constitutes gross neglect of duty in violation of ORS		
30	34	342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (Use			

31

 $professional\ judgment), OAR\ 584-020-0040(1)(n)\ (The\ Commission\ will\ deny,\ revoke$

1	or aeny the right to apply for a license or charter school registration to any applicant
2	or educator who, has been convicted of any of the crimes listed in ORS 342.143;
3	specifically ORS 163.425 (Sexual Abuse in the Second Degree); and OAR 584-020-
4	0040(1)(q) (The Commission will deny, revoke or deny the right to apply for a license
5	or charter school registration to any applicant or educator who, has been convicted of
6	any of the crimes listed in ORS 342.143; specifically ORS 163.433 (Online Sexual
7	Corruption of a child in the first degree) . This conduct also constitutes gross unfitness
8	in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (Conviction of violating
9	any federal, state, or local law. A conviction includes any final judgment of conviction
10	by a court whether as the result of guilty plea, no contest plea or any other means),
11	specifically ORS 163.425 (Sexual Abuse in the Second Degree) and ORS 163.433 (Online
12	Sexual Corruption of a Child in the First Degree).
13	
14	Furthermore, the conduct underlying McLauchlin's indictments and conviction
15	constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-
16	0040(4)(n) as it incorporates OAR 584-020-0010(1) (Recognize the worth and dignity
17	of all persons and respect for each individual), OAR 584-020-0010(5) (Use
18	professional judgment); OAR 584-020-0040(4)(0) as it incorporates OAR 584-020-
19	0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct and
20	conversations at all times); and OAR 584-020-0040(4)(f) (Any sexual conduct with a
21	student) as that term is defined by OAR 584-020-0005(5).
22	
23	The Commission's authority to impose discipline in this matter is based upon ORS
24	342.175.
25	FINAL ORDER
26	The Commission hereby revokes Charles Eugene McLauchlin's educator license
27	and revokes his right to apply for an educator license.
28	IT IS SO ORDERED THIS 28 day of July, 2014.
29	TEACHER STANDARDS AND PRACTICES COMMISSION
30 31	



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:

Charles Eugene McLauchlin #20228568 c/o Eastern Oregon Correctional Institution 2500 Westgate Pendleton, OR 97801

Patty Liddell

Investigative Assistant