

1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
3 OF THE STATE OF OREGON

4 In the Matter of the)
5 Teaching License of) DEFAULT ORDER OF
6 THOMAS WHITNEY BATES) LICENSE REVOCATION
7

8 On August 5, 2004, the Teacher Standards and Practices Commission (Commission)
9 issued a Notice of Opportunity for Hearing to Thomas Whitney Bates (Bates) in which the
10 Commission charged him with misconduct under ORS 342.175. The Notice was sent via U.S.
11 First Class Mail and U.S. Certified Mail Receipt 7003 2260 0000 8804 6594 to the address
12 Mr. Bates provided to the Commission on his application for licensure. The certified mail receipt
13 was not returned. The Notice of Opportunity of Hearing, dated August 5, 2004, and signed by
14 Victoria Chamberlain, Executive Director, stated:

15 "You, Thomas Whitney Bates, are entitled to a hearing on the proposed action of
16 the Commission. If you want a hearing, you must file a written request for a
17 hearing with the Commission within 21 days of the date of this notice. Attached
18 to this notice is a copy of the procedures, right of representation and other rights
19 of parties relating to the conduct of a hearing as required under ORS
20 183.413(2)."

21
22 Mr. Bates responded by mailing a note to the Commission indicating that he did
23 not need a hearing. Mr. Bates did not request a hearing. The Commission, therefore,
24 finds Mr. Bates to be in default and enters the following findings of fact, conclusions of
25 law and order, based on the files and records of the Commission concerning this matter.

26 **FINDINGS OF FACT**

27 1. Mr. Bates holds a Basic Teaching License with endorsements in Standard
28 Elementary, Basic Social Studies, Basic Integrated Science and Basic Technology, issued
29 June 11, 2002, valid until July 3, 2005.

1 2. On or about April 2, 2003, Mr. Bates telephoned Carol Holloway, Subfinder Operator,
2 Human Resources, Beaverton School District and left a threatening/intimidating message on her
3 voice mail.

4 3. On or about May 21, 2003, at Sunset High School, Beaverton School District,
5 Mr. Bates became verbally abusive and physically threatening toward Rick Collins, Vice
6 Principal, when Collins notified Mr. Bates that his substitute teaching assignment was cancelled.

7 4. On seven occasions subsequent to February 14, 2004, Mr. Bates engaged in
8 Telephonic Harassment, acts constituting criminal conduct, when Mr. Bates made harassing
9 telephone calls to Virlena Crosley, former Director of the Department of Employment and staff.

10 CONCLUSIONS OF LAW

11 The above conduct constitutes Gross Neglect of Duty in violation of OAR 584-020-
12 0040(4)(n) specifically OAR 584-020-0030(3)(b) and Gross Unfitness in violation of OAR 584-
13 020-0040(5)(e). The Commission's authority to impose discipline in this matter is based upon
14 ORS 342.175.

15 ORDER

16 The Commission hereby revokes the Oregon Basic Teaching License issued to Thomas
17 Whitney Bates.

18 IT IS SO ORDERED this 7 day of October, 2004.

19 TEACHER STANDARDS AND PRACTICES COMMISSION

20
21 By: *Victoria Chamberlain*
22 Victoria Chamberlain, Executive Director
23

24 NOTICE OF APPEAL OR RIGHTS

25
26 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE
27 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE
28 OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS
29 183.482 TO THE OREGON COURT OF APPEALS.

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing order by mailing a true copy thereof certified by me as such by regular U.S. mail and by U.S. Certified Mail—Return Receipt Requested, addressed to:

Thomas Whitney Bates
3185 SW 72nd Avenue
Portland, OR 97225

Dated this 25th day of October, 2004.

By:


Melody Hanson, Executive Assistant