1 2	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
3 4	OF THE STATE OF OREGON
5 6 7 8 9	In the Matter of the Teaching License of Brenda Lee Winger) STIPULATION OF FACTS AND ORDER OF REPRIMAND)
10	On or about February 13, 2002, the Teacher Standards and Practices
11	Commission (Commission) received a complete application for renewal of a Standard
12	Teaching License from Brenda Lee Winger (Winger). Ms. Winger reported on an
13	Application for Educator License Form C-1, requesting renewal, that she was convicted
14	of Shoplift I in Municipal Court, Eugene, Oregon, on May 11, 1999.
15	Ms. Winger fully cooperated with all aspects of the Commission's investigation of
16	this matter. After review of the facts in this matter, Ms. Winger and the Executive
, 17	Director agree that their respective interests, together with the public interests, are best
18	served by a stipulation to certain facts and a public reprimand of Ms. Winger in this
19	matter. This Order sets forth the facts upon which the parties have agreed and the
20	sanction to be imposed. In entering into this stipulation, Ms. Winger waives the right to
21	a hearing to contest the findings of fact, conclusion of law and order set forth below.
22	FINDINGS OF FACT
23	1. On or about March 15, 1996, the Commission issued a Standard Teaching
24	License to Brenda Winger. Ms. Winger's Standard Teaching License expired on
25	January 25, 2002.
26	2. Ms. Winger is employed as an elementary school teacher for the Bethel School
27	District.
28	3. On or about May 11, 1999, Brenda Winger was convicted of violating §4.825(2)
29	of the Eugene Municipal Code (Shoplift I) in Municipal Court for the City of Eugene,
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1	Lane County, Oregon (case #D98-26551). The Court ordered imposition of sentence
2	suspended and placed her on probation for one year. Ms. Winger was assessed \$470
3	in fines and required continued counseling during probation.
4	4. Ms. Winger has successfully completed all of the court's sentencing
5	requirements, in addition to voluntarily undertaking additional professional counseling.
6	5. Ms. Winger provided the Commission with information indicating that this was an
7	isolated occurrence caused by the stress and anxiety from the deaths of several family
8	members within a short period of time, and the Commission has also received evidence
9	indicating that Ms. Winger has no mental health problems that would detract from
10	meeting any of her professional responsibilities or from her competence to perform all
11	job duties as a teacher.
12	6. Ms. Winger has no prior or subsequent criminal convictions.
13	This stipulation is contingent upon approval and adoption of the Order by the
14	Commission. If the Commission does not adopt this Order, neither Winger nor the
15	Commission are bound by these Stipulations and Winger retains all rights to a hearing
16	on the allegations.
17	IT IS SO STIPULATED:
18 19	Brenda Lee Winger, Date
20 21 22	David V. Myton, Executive Director Date Date
23	CONCLUSION OF LAW
24	Ms. Winger's conviction for Shoplift I, constitutes Gross Unfitness as defined in
25	OAR 580-020-0040(5)(c). The Commission's authority to impose discipline in this
26	matter is based upon ORS 342.175(1)(c)

1 ORDER 2 The Commission adopts the above Stipulation of Facts and imposes Public Reprimand for conviction of Shoplift I. This Order shall serve as the Public Reprimand. 3 The Commission authorizes issuance of a Standard Teaching License to Ms. Winger 4 subject to all standard terms, conditions, endorsements or authorization thereon. 5 Dated this 6 day of May 2002. 7 TEACHER STANDARDS AND PRACTICES COMMISSION 8 9 10 By: 11 12 Approved as to form: 13 14 Daniel J. Stotter OSB# 91109 [041502] Bahr & Stotter Law Offices, P.C. 15 Attorney for Brenda Lee Winger 16 17

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