

1 prior to entering into this Stipulation and Final Order and issuance and entry of the Stipulated
2 Final Order below.

3 **STIPULATION OF FACTS**

- 4 1. The Commission has licensed Mr. Jordan since May 28, 1986. Mr. Jordan currently
5 holds a Standard Teaching License, with an endorsement in Basic Mathematics
6 (Elementary), issued May 4, 2008 and valid through May 3, 2013. He also holds Initial
7 Administrator License issued May 4, 2006 and valid through May 3, 2010.
- 8 2. On or about February 5, 2008, while working at Trask Mountain Middle School, Mr.
9 Jordan tucked in a tag or label located at the neck of clothing worn by student BH. This
10 conduct made the student uncomfortable.
- 11 3. The conduct noted in paragraph 2 also violated a directive given to Mr. Jordan by Janell
12 Ediger, a district administrator, who on or about May 15, 2007, advised him not to have
13 any physical contact of any kind with any student.
- 14 4. During the 2007-2008 school year, while working at Trask Mountain Middle School, Mr.
15 Jordan growled in the ears of students, including CL, AL, NH, and AS. Getting close to
16 the students and growling in their ears made them uncomfortable.

17 IT IS SO STIPULATED:

18 Melvin Douglas Jordan
19 Melvin Douglas Jordan
20

29 July 2009
Date

21 Victoria Chamberlain
22 Victoria Chamberlain, Executive Director
23 Teacher Standards and Practices Commission
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8-10-09
Date

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1 **CONCLUSION OF LAW**

2 Mr. Melvin Douglas Jordan touched the clothing of a student as described in paragraph
3 2 above. This conduct constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR
4 584-020-0040(4)(n) (*Substantial deviation from professional standards of competency*) as it
5 incorporates OAR 584-020-0010(5) (*Use professional judgment*). The Commission's authority
6 to impose discipline in this matter is based upon ORS 342.175.

7 The conduct described in paragraph 2 of the stipulated facts also constitutes gross
8 neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(o) (*Substantial*
9 *deviation from professional standards of ethics*) as it incorporates OAR 584-020-0035(1)(c)(D)
10 (*Honoring appropriate adult boundaries with students in conduct and conversation at all times*).

11 Violating a supervisor's directive constitutes gross neglect of duty in violation of ORS
12 342.175(1)(b); OAR 584-020-0040(4)(n) (*Substantial deviation from professional standards of*
13 *competency*) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*).

14 Getting close to students and growling in their ears constitutes gross neglect of duty in
15 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) (*Substantial deviation from*
16 *professional standards of competency*) as it incorporates OAR 584-020-0010(5) (*Use*
17 *professional judgment*); OAR 584-020-0040(4)(o) (*Substantial deviation from professional*
18 *standards of ethics*) as it incorporates OAR 584-020-0035(1)(c)(D) (*Honoring appropriate adult*
19 *boundaries with students in conduct and conversation at all times*).

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1 **ORDER**

2 The Commission adopts and incorporates herein the above findings of fact and
3 conclusions of law and, based thereon, imposes a written reprimand regarding the Standard
4 Teaching License of Melvin Douglas Jordan, effective the date of this Order.

5 Furthermore, the Commission places Mr. Jordan on probation for a period of three (3)
6 years subject to the following terms and conditions:

- 7 1. Mr. Jordan shall, at his own initiative and expense, seek professional advice
8 regarding appropriate boundaries in his work with students from a mental health
9 professional approved by the Commission.
- 10 2. Within the first six months of probation, Mr. Jordan shall submit to the Commission
11 documentation that he has undergone boundary training which addresses interaction
12 with students, specifically appropriate physical contact with students.
- 13 3. Mr. Jordan shall comply with the Standards for Competent and Ethical Performance
14 of Oregon Educators under Oregon Administrative Rules Chapter 584, Division 020.

15 Violation of any of the terms or conditions of probation shall constitute an independent
16 basis for the Commission to revoke Mr. Jordan's license or otherwise impose discipline, after
17 first providing Mr. Jordan with notice and opportunity for hearing.

18 Issued and dated this 10th day of August, 2009.

19 **TEACHER STANDARDS AND PRACTICES COMMISSION**
20 **STATE OF OREGON**

21 By 
22 Victoria Chamberlain, Executive Director
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