| 1 2 | | BEFORE THE TEACHERS AND STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON | | |
|--------------------------|--|--|--|--|
| 3 4 5 6 7 | Teach | e Matter of the) STIPULATION OF FACTS aing License of) SUSPENSION AND ORDER ANN SROBA) OF PROBATION) | | |
| 8 9 10 11 12 | (Com | about September 25, 1997, the Teacher Standards and Practices Commission mission) issued a Notice of Opportunity for Hearing to Jean Sroba (Sroba) in which the nission proposed to suspend or revoke her Oregon Teaching License or to impose other bline under ORS 342.177. | | |
| 14 15 16 17 | follow agree | Commission and Sroba have now reviewed the matters alleged and have agreed to the ring stipulation. In entering this stipulation Sroba waives her right to a hearing. This ment sets forth the facts Sroba will not contest, including the Commission Order of a found have suspension of Sroba's teaching license and for two years' probation. | | |
| 18 19 | STIPULATION OF FACTS | | | |
| 20 21 22 23 | Jean Ann Sroba holds a Standard Teaching License endorsed for elementary and valid from July 16, 1996 to July 26, 2001. | | | |
| 24 25 26 | 2. | Sroba was employed as an elementary teacher by Gresham-Barlow School District, on May 30, 1997, Sroba consumed alcohol in her classroom during school contact hours. | | |
| 27 28 29 30 | 3. The District began termination proceedings but Sroba and the district resolved the matter by settlement. The settlement resulted in Sroba resigning her regular status with the opportunity to return as a substitute teacher subject to a "last chance" agreement. | | | |
| 32 33 | 4. As part of the last chance agreement with the district, Sroba participated in and completed an alcohol treament program. | | | |
| 14 15 16 | 5. | 5. Sroba returned to work in 1997 as a substitute teacher pursuant to her agreement with the district. | | |
| 57 58 59 | 6. | On December 12, 1997, Sroba reported to work under the influence of alcohol. | | |
| 10 11 | 7. | The district subsequently terminated her employment as a teacher. | | |
| 2 3 4 | 8. | 8. Sroba recognizes that she has the disease of dependence. She has been re-evaluated by a treatment provider and has agreed to a plan for continuing treatment of her alcoholism. | | |
| 5 6 7 8 | 9. | Sroba has supplied the initial treatment plan and has agreed to supply subsequent treatment plans and reports. | | |
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 Jean Ann Sroba enters into this Stipulation of Facts with knowledge that the Teacher Standards and Practices Commission will suspend her Oregon Standard Teaching License for a period of four months and upon reinstatement of the license shall place her on probation for a period of two years. This Stipulation is contingent upon approval and adoption of the Order by the Commission. If the Commission does not adopt this Order, neither Ms. Sroba nor the Commission are bound by these stipulations and Ms. Sroba retains all rights to a hearing on the allegations.

IT IS SO STIPULATED:

Ocan ann Sroba

Date

David V. Myton, Executive Director

Teacher Standards and Practices Commission

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CONCLUSIONS OF LAW

Under ORS 342.175 Sroba violated OAR 584-020-0040(4)(g) on May 30, 1997 by consuming an alcoholic bevarge in her classroom during school contact hours and on December 12, 1997 when she reported to work while under the influence of alcohol.

ORDER

The Commission adopts the above findings of fact and suspends the Oregon teaching license of Sroba for four months commencing April 15, 1998 through August 15,1998. Thereafter, Sroba will be on probation for two years, for the period August 16, 1998 through August 15, 2000, pursuant to ORS 342.177(3)(b).

The terms of probation are as follows:

- 1) Sroba shall, at her own initiative and expense, obtain treatment for her alcohol dependency.
- 2) Sroba shall provide the Executive Director with a copy of the treatment plan.
- 3) During the period of her suspension and probation, Sroba shall comply with the terms of the treatment plan.
- 4) During the period of her probation, Sroba shall obtain from her treatment provider reports of her compliance with the treatment plan, which she (or the provider) will submit to the Executive Director of the Commission. Sroba shall provide these reports monthly for the first six months of her probation (until February 15, 1999) and quarterly for the balance of her probation.
- 5) If Sroba does not comply with her treatment plan based on the reports of her treatment provider or as otherwise determined by the Executive Director she shall be in violation of the terms of this probation. If the Executive Director determines at any time that Sroba has not complied with the terms of this order, the Executive Director may

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| 2 | violated the terms of probation. In such event, Sroba shall be entitled to a hearing | | | |
| 3 | solely on the issue of whether or not she has complied with the terms of this probation | | | |
| 4 | | | | |
| 5 | Dated this 21 th day of May, | 1998 | | |
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| 7 | TEACHER STANDARDS AND PRACTICES COMMISSION | | | |
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| 12 | David V. Myton, Executive Director | | | |
| 13 | D. D. C. | | | |
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| 16 | Approved as to form: | | | |
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| 19 20 | llowa a Mun | 5/14/98 | | |
| 21 | Monica A. Smith | Date | | |
| 22 | Attorney for Jean Ann Sroba | Date | | |
| 23 | Theories for obtaining proper | | | |
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| 26 | tay h (ad | 5-26-98 | | |
| 27 | Gary Cordy, Assistant Attorney General | Date | | |
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CERTIFICATE OF MAILING

I hereby certify that I served the foregoing order by mailing a true copy thereof certified by me as such by U. S. First Class Mail and U.S. Certified Mail with Return Receipt Requested to attorney for Jean Ann Sroba:

Monica Smith Smith Gamson Diamond & Olney 2110 SW Jefferson Suite 200 Portland, OR 97201-7712

Dated this day of Day, 1998

Charlene A. Smith

Executive Assistant to the Commission

