

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

4 In the Matter of the ) DEFAULT ORDER OF  
5 Teaching License of ) LICENSE REVOCATION AND  
6 CARL FREEMAN DUNCAN ) REVOCATION OF RIGHT TO  
7 ) APPLY FOR A LICENSE  
8

9 On May 16, 2003, the Teacher Standards and Practices Commission (Commission)  
10 issued a Notice of Opportunity for Hearing to Carl Freeman Duncan (Duncan) in which the  
11 Commission charged him with conviction of a crime listed in ORS 342.143(3). The Notice was  
12 sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7001 0320 0005 0740 4812 to the  
13 address obtained by the Commission. The certified mail receipt was signed by Carl Duncan  
14 dated May 22, 2003. The Notice of Opportunity of Hearing, dated May 16, 2003, and signed by  
15 Victoria Chamberlain, Executive Director, stated:

16 "You, Carl Freeman Duncan, are entitled to a hearing on the proposed action of  
17 the Commission. If you want a hearing, you must file a written request for a  
18 hearing with the Commission within 21 days of the date of this notice. Attached  
19 to this notice is a copy of the procedures, right of representation and other rights  
20 of parties relating to the conduct of a hearing as required under ORS  
21 183.413(2)."  
22

23 Mr. Duncan did not request a hearing. The Commission, therefore, finds  
24 Mr. Duncan to be in default and enters the following findings of fact, conclusions of law  
25 and order, based on the files and records of the Commission concerning this matter.

26 **FINDINGS OF FACT**

27 1. On August 22, 2002, the Commission received an application for a Restricted  
28 Transitional Teaching License co-sponsored by Sweet Home School District. On August 27,  
29 2002, the Commission issued Mr. Duncan a Restricted Transitional Teaching License under  
30 expedited service rules.

31 2. Mr. Duncan was employed by the Sweet Home School District as a Language Arts

1 Teacher from August 27, 2002 to September 13, 2002.

2 3. On September 13, 2002, Mr. Duncan was arrested by Sweet Home Police on a felony  
3 warrant issued by Owyhee County Sheriff's Office, Murphy, Idaho, for sex abuse of a student in  
4 Idaho.

5 4. On April 22, 2003, Carl Freeman Duncan was convicted of Sexual Abuse of a Child  
6 Under Sixteen Years of Age, (Idaho Code Section 18-1506) in The District Court of The Third  
7 Judicial District of The State of Idaho, In and For The County of Owyhee.

8 **CONCLUSIONS OF LAW**

9 The crime of Sexual Abuse of a Child Under Sixteen Years of Age, (Idaho Code Section  
10 18-1506) substantially equivalent to crimes listed in ORS 342.143(3). The Commission is  
11 required to revoke the Oregon Restricted Transitional Teaching License issued to Carl Freeman  
12 Duncan and revoke his right to apply for a license pursuant to ORS 342.175(2).

13 **ORDER**

14 The Commission hereby revokes the Oregon Restricted Transitional Teaching License  
15 issued to Carl Freeman Duncan and revokes his right to apply for a teaching license.

16 IT IS SO ORDERED this 8<sup>th</sup> day of August 2003.

17 **TEACHER STANDARDS AND PRACTICES COMMISSION**

18  
19  
20 By:   
21 Victoria Chamberlain, Executive Director

22  
23 **NOTICE OF APPEAL OR RIGHTS**

24  
25 **YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE**  
26 **OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE**  
27 **OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS**  
28 **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:

Carl Freeman Duncan  
32000 Pineway Road #15  
Lebanon, OR 97355

Dated this 20<sup>th</sup> day of October ~~August~~ 2003.

By: Melody Hanson  
Melody Hanson, Executive Assistant