



1 Mr. Leineweber enters into this Stipulation of Facts with the knowledge that the  
2 Commission shall place him on probation for a period of four (4) years. This Stipulation  
3 is contingent upon approval and adoption of the Order by the full Commission. If the  
4 Commission does not adopt this Order, neither Mr. Leineweber nor the Commission are  
5 bound by these stipulations and Mr. Leineweber retains the right to a hearing on the  
6 allegations.

### 7 **STIPULATION OF FACTS**

8 1. On August 6, 2003, Mr. Leineweber submitted an Application For Educator  
9 License Form C-1 to the Commission requesting an Initial Teaching License. He  
10 responded affirmatively to character questions 8 and 10.

11 2. On September 2, 2003, the Commission received an Application for  
12 Expedited Service from Reynolds School District. On September 4, 2003, the  
13 Commission issued a letter of conditional authorization for public school service.

14 3. On July 27, 1990, Mr. Leineweber was arrested for Driving Under the  
15 Influence of Intoxicants (DUII). The Court granted Mr. Leineweber a Diversion for DUII.  
16 On August 27, 1991, Mr. Leineweber completed Diversion and the DUII charge was  
17 dismissed in the District Court for the State of Oregon, County of Multnomah.

18 4. On August 17, 1996, Mr. Leineweber was arrested for DUII in Springfield,  
19 Oregon. On October 24, 1996, Mr. Leineweber was convicted of DUII in the Municipal  
20 Court for the City of Springfield, Oregon.

21 5. In 1997, Mr. Leineweber completed an alcohol treatment program at  
22 Providence Portland Medical Center.


1 6. On March 21 2002, Mr. Leineweber was arrested in San Jose, California, for  
2 UNDER INFL/ALCOHOL/DRUGS. The court ordered Mr. Leineweber to attend 10  
3 Alcohol Anonymous meetings and dismissed the charge.

4 7. Mr. Leineweber recognizes that he has an alcohol dependency problem and  
5 has agreed to seek treatment.

6 IT IS SO STIPULATED:

7   
8 Peter James Leineweber

9-10-03  
Date

9   
10 Victoria Chamberlain, Executive Director  
11 Teacher Standards and Practices Commission  
12

9-09-03  
Date

13 **CONCLUSIONS OF LAW**

14 Peter James Leineweber's alcohol related criminal conviction and criminal  
15 conduct constitute Gross Unfitness as defined in OAR 584-020-0040(5)(c) and OAR  
16 584-020-0040(5)(e). Criminal convictions and criminal conduct, even in the absence of  
17 conviction, may be used as evidence to establish an applicant's lack of fitness to serve  
18 as an educator pursuant to OAR 584-050-0006. The Commission's authority to impose  
19 discipline in this matter is based upon ORS 342.143 and ORS 342.175.

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2 **ORDER**

3 The Commission adopts the above stipulation of facts and authorizes the  
4 issuance of an Initial Teaching License to Mr. Leineweber subject to all standard terms  
5 and conditions.

6 Furthermore, the Commission imposes a four (4) year probation upon  
7 Mr. Leineweber to commence the date of issuance of said license and subject to the  
8 following special terms and conditions of probation:

9 1. Mr. Leineweber shall within the first six months of probation, on or before  
10 April 10, 2004, provide evidence that he has successfully completed an alcohol  
11 treatment program. Mr. Leineweber will also provide a copy of the treatment plan and  
12 aftercare plan as prescribed by the treatment provider;

13 2. Mr. Leineweber shall, at his own initiative and expense, continue to obtain  
14 treatment for his alcohol dependency as recommended by his alcohol treatment  
15 provider and abstain from the consumption of alcohol;

16 3. During the period of his probation, Mr. Leineweber shall submit to the  
17 Executive Director of the Commission reports of his compliance with the aftercare  
18 treatment plan. Mr. Leineweber shall provide these reports every six (6) months during  
19 his probation, on or before: October 10, 2004; April 10, 2005; October 10, 2005;  
20 April 10, 2006; October 10, 2006; April 10, 2007; and October 10, 2007.

21 4. Mr. Leineweber shall conduct himself as a law-abiding citizen;

22 5. Mr. Leineweber shall report in writing within ten days to the Executive Director  
23 of the Commission any arrest or citation for any felony, misdemeanor, major traffic  
violation or violation of criminal probation; and

1           6. Mr. Leineweber shall comply with the Standards for Competent and Ethical  
2 Performance of Oregon Educators under Oregon Administrative Rules Chapter 584,  
3 Division 020.

4           Violation of any term or condition of probation shall constitute an independent  
5 basis for the Commission to revoke Mr. Leineweber's teaching license or otherwise  
6 impose discipline, after first providing Mr. Leineweber with notice and opportunity for  
7 hearing.

8 IT IS SO ORDERED this 9<sup>th</sup> day of October 2003.

9           TEACHER STANDARDS AND PRACTICES COMMISSION

10  
11           By   
12           Victoria Chamberlain, Executive Director

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