

1 files and records of the Commission to support the findings of fact contained in this order. The
2 Commission makes the following findings of fact:

3 1. Mrs. Davidson has continuously held an Oregon Teaching License since 1963.

4 2. Mrs. Davidson has served as Executive Director of the West Valley Academy
5 since its founding in 1991. West Valley Academy is a private school and day-treatment
6 program for emotionally disturbed children. Prior to 1991, Mrs. Davidson worked as a
7 teacher with McMinnville Public Schools for approximately 25 years. The Commission
8 has received no previous complaints concerning Mrs. Davidson.

9 3. On about April 5, 1999, Mrs. Davidson engaged in unreasonable physical force in
10 her interactions with a 15-year old female student.

11 4. On about April 7, 1999, Mrs. Davidson engaged in unreasonable physical force in
12 her interactions with an eight-year old female student.

13 5. On about April 15, 1999, Mrs. Davidson engaged in unreasonable physical force
14 in her interactions with an eight-year old male student.

15 6. In late April 1999, Mrs. Davidson and the West Valley Academy School Board
16 agreed that Mrs. Davidson would remain away from the campus and cease to have any
17 responsibility for student discipline pending a police investigation of allegations of
18 physical abuse of students. Subsequently, criminal charges were filed by the Polk
19 County District Attorney based on the incidents described in paragraphs 3, 4 and 5 above.
20 On August 6, 1999, Mrs. Davidson entered into a diversion agreement through the Polk
21 County Circuit Court. Under the terms of the agreement, Mrs. Davidson agreed to
22 complete 40 hours of community service, to undergo counseling through Psychologist
23 Stephen Scherr, to participate in a training program in non-violent crisis intervention, to

1 remain physically away from the West Valley Academy and to have no contact with
2 West Valley students during the 270-day period of the diversion agreement. As a part of
3 the agreement, Mrs. Davidson also acknowledged that she was guilty of one charge of
4 Criminal Mistreatment in the First Degree in connection with her conduct towards the
5 male student described above in Finding of Fact No. 5. Mrs. Davidson has successfully
6 completed the diversion agreement, and all criminal charges against her have been
7 dismissed.

8 7. Since completion of the diversion agreement, Mrs. Davidson has returned to her
9 position as Executive Director at the West Valley Academy. In her current position, she
10 is no longer involved with student discipline.

11 8. During the 1998-99 school year, Mrs. Davidson was experiencing a high level of
12 personal and professional distress because personal health problems, an expansion of the
13 building facilities at the Academy, and an unusually high number of children with
14 extreme needs and extreme behaviors.

15
16 Janice Marie Davidson June 22, 2001.
Janice Marie Davidson Date

17
18 David V. Myton 6/26/01
David V. Myton, Executive Director Date

19
20 CONCLUSIONS OF LAW

21 1. Mrs. Davidson violated OAR 584-020-0040(4)(d) by engaging in unreasonable
22 physical force against a 15-year old female student.

