BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION

2	OF THE STATE OF OREGON
3 4 5 6	In the Matter of the) DEFAULT ORDER OF DENIAL Teaching License of) OF TEACHING LICENSE JEROME ARTHUR ANDERSON)
7	On December 9, 2005, the Teacher Standards and Practices Commission (Commission)
8	issued a Notice of Opportunity for Hearing to Jerome Arthur Anderson (Anderson) in which the
9	Commission denied licensure based on ORS 342.175(2). The Notice was sent via U.S. First
10	Class Mail and U.S. Certified Mail Receipt 7005 0390 0005 5794 8927 to the address obtained
11	by the Commission. The certified mail receipt was signed by the educator and returned to the
12	Commission on December 13, 2005. The Notice of Opportunity of Hearing, dated December 9,
13	2005, and signed by Victoria Chamberlain, Executive Director, stated:
14 15 16 7 3 19 20	"You, Jerome Arthur Anderson, are entitled to a hearing on the proposed action of the Commission. If you want a hearing, you must file a written request for a hearing with the Commission within 21 days of the date of this notice. Attached to this notice is a copy of the procedures, right of representation and other rights of parties relating to the conduct of a hearing as required under ORS 183.413(2)."
21	Mr. Anderson did not request a hearing. The Commission, therefore, finds Mr. Anderson
22	to be in default and enters the following findings of fact, conclusions of law and order, based on
23	the files and records of the Commission concerning this matter.
24	FINDINGS OF FACT
25	1. On September 13, 2005, Mr. Anderson submitted an Application for Educator License
26	Form C-1 together with a written statement as detailed explanation of his affirmative responses
27	to character question 8, "Have you ever been convicted or been granted conditional discharge
28	by any court?" and character question 10, "Have you ever entered a plea of guilty or No

Contest relative to any charge for an offense listed in Question #8 (above)?"

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3. Mr. Anderson also reported that on November 14, 2003, he pled guilty and was convicted of Driving Under the Influence of Intoxicants, in the Circuit Court of the State of Oregon for the County of Sherman. The court placed Mr. Anderson on supervised probation for 12 months with special conditions including "no alcohol". Mr. Anderson provided documents.

4. Mr. Anderson failed to report to the Commission that on January 29, 2004, he was convicted for violating his probation with Sherman County Circuit Court. A police report indicates that on January 27, 2004, Mr. Anderson bought a bottle of gin in a liquor store in Wasco, Oregon. Later that day, when Mr. Anderson was arrested at his residence he was intoxicated and uncooperative. When Mr. Anderson arrived at the corrections facility his blood alcohol content (BAC) was .25 by Intoxilyzer.

CONCLUSIONS OF LAW

Pursuant to OAR 584-020-0040(5)(f), violation of a term of probation imposed by a court is grounds for discipline and denial of licensure. Mr. Anderson's failure to report the January 29, 2005, conviction for Probation Violation constitutes knowing misrepresentation directly related to licensure in violation of OAR 584-020-0040(4)(c) and is a basis for denial of licensure. Mr. Anderson's criminal convictions for DUII in Oregon and Washington constitute gross unfitness in violation of OAR 584-020-0040(5)(c). Pursuant to OAR 584-050-0006(5) and ORS 342.143(2) the Executive Director may deny issuance of a license based upon evidence that the applicant

may lack fitness to serve as an educator. The Commission's authority to impose discipline in this matter is based upon ORS 342.175. 3 ORDER The Commission hereby denies the application of Jerome Arthur Anderson for an 4 Oregon Teaching License. 5 IT IS SO ORDERED this 30 day of January, 2006. 6 TEACHER STANDARDS AND PRACTICES COMMISSION 7 Victoria Chamberlain, Executive Director 10 11 NOTICE OF APPEAL OR RIGHTS 12 13 14 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF THIS 15 16 ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.

CERTIFICATE OF MAILING

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3	I hereby certify that I served the foregoing order by mailing a true copy thereof certified by me
4	as such by regular U.S. mail and by U.S. Certified Mail-Return Receipt Requested, addressed
5	to:
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7	Jerome Arthur Anderson
8	PO Box 368
9	Wasco, Oregon 97065
10	14/th
11	Dated thisday of February, 2006.
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14	
15	By: / lltdl / Vander
16	Melody Hansøn, Executive Assistant