BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION

2	OF	THE STATE	OF OREGON
3 4 5	In the Matter of the Teaching License of MICHAEL WILLIAM SHAW)))	STIPULATION OF FACTS, ORDER OF REPRIMAND AND PROBATION
6	On or about September 15, 2003, the Teacher Standards and Practices Commission		
7	(Commission) received information indicating that Michael William Shaw (Shaw) violated his		
8	probation with the Commission by consuming alcohol on three separate occasions during the		
9	Summer of 2003.		
10	After review of the facts in the	nis matter, Mi	r. Shaw and the Executive Director agree that
11	their respective interests, together	with the publi	c interests, are best served by a stipulation to
12	certain facts, the imposition of a pu	blic repriman	d and a four (4) year probation.
13	This Order sets forth the fac	ts upon whic	h the parties have agreed and the sanction to
4	be imposed. Mr. Shaw and the Co	mmission stip	oulate that the following facts are true and that
15	there are sufficient facts in the Com	nmission's file	e and records to support the findings of fact and
16	conclusions of law contained in this	order. In en	tering into this stipulation, Mr. Shaw waives the
17	right to a hearing to contest the findings of fact, conclusion of law and order set forth below. N		
18	Shaw understands that the Commission will impose a four (4) year probation with specific		
19	conditions.		
20	This stipulation is contingen	t upon appro	val and adoption of the Order by the
21	Commission. If the Commission does not adopt this Order, neither Mr. Shaw nor the		
22	Commission are bound by these St	ipulations an	d Mr. Shaw retains all rights to a hearing on the
23	allegations.		
24	\$	STIPULATIO	N OF FACTS
25	1. The Commission has lice	ensed Michae	el William Shaw since July 20, 1981. Mr. Shaw
26	currently holds a Standard Toachin	alicense is	sued February 12, 2003, valid through

January 14, 2008, with a Standard Social Studies Endorsement.

	2. Mr. Shaw is employed as a teacher at Hermiston High School. He began his			
2	employment with Hermiston School District in 1981.			
3	3. On March 12, 2003, the Commission adopted a Stipulation of Facts and Order of			
4	Probation in the Matter of the Teaching License of Michael William Shaw. As a condition of			
5	probation Mr. Shaw agreed to abstain from the consumption of alcohol.			
6	4. On September 15, 2003, the Commission received a report from Kristopher Petersen			
7	DC DABCI, indicating that during the Summer of 2003, Mr. Shaw consumed alcohol on two or			
8	three occasions.			
9	5. On November 18, 2003, at the request of the Executive Director, Mr. Shaw			
10	participated in an evaluation for alcohol dependence at New Horizon Program. The evaluator			
11	recommended that Mr. Shaw continue his current aftercare recovery program based upon the			
12	treatment program he completed October 29, 2001, at Umatilla County Mental Health.			
13	6. Mr. Shaw recognizes that he suffers from the disease of alcoholism.			
14	IT IS SO STIPULATED: OK 12-22-03			
15 16	Michael William Shaw Date 13-5-03 Date			
17	And I			
18 19	Victoria Chamberlain, Executive Director 12 - 22 - 03 Date			
20	CONCLUSION OF LAW			
21	By consuming alcohol, Mr. Shaw knowingly violated a condition of the Order of			
22	Probation adopted by the Commission on March 12, 2003, OAR 584-020-0040(4)(k). This			
23	violation of probation constitutes Gross Neglect of Duty. The Commission's authority to impose			
24	discipline in this matter is based upon ORS 342.175.			
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ORDER

	ORDER	
2	The Commission hereby imposes a Public Reprimand upon Mr. Shaw. This Stipulation	
3	of Facts, Order of Reprimand and Probation constitute the Reprimand.	
4	Furthermore, the Commission imposes a four (4) year probation to commence on	
5	January 9, 2004, subject to the following terms and conditions:	
6	1. Mr. Shaw shall, at his own initiative and expense, continue to obtain treatment	
7	for his alcohol dependency as recommended by his alcohol treatment provider and abstain from	
8	the consumption of alcohol.	
9	2. During the period of his probation, Mr. Shaw shall submit to the Executive Director of	
10	the Commission reports of his compliance with the treatment plan. Mr. Shaw shall provide	
11	these reports every six (6) months during his probation, on or before: July 9, 2004; January 9,	
12	2005; July 9, 2005; January 9, 2006; July 9, 2006; January 9, 2007; July 9, 2007; and	
13	January 9, 2008.	
14	3. Mr. Shaw shall report in writing within ten (10) days, to the Executive Director of the	
15	Commission, any arrest (or citation) for any felony, misdemeanor or major traffic violation.	
16	4. Mr. Shaw shall comply with all Standards for Competent and Ethical Performance	
17	under Oregon Administrative Rules, Chapter 584, Division 020.	

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1	If Mr. Shaw does not comply with his treatment plan based on the reports of his
2	treatment provider or as otherwise determined by the Executive Director he shall be in violation
3	of the terms of this probation. Violation of any of the terms or conditions of probation shall
4	constitute an independent basis for the Commission to impose discipline, up to and including
5	revocation of Mr. Shaw's teaching license subject to Mr. Shaw's right to a hearing on the issue
6	of whether he violated probation.
7	IT IS SO ORDERED this day of January 2004.
8	TEACHER STANDARDS AND PRACTICES COMMISSION
9 10 11 12	By: Manufectain Victoria Chamberlain, Executive Director
13 14 15	Approved as to form? 12/09/03 Ralph E. Wiser OSB# 81423 Attorney for Michael William Shaw [112503]