BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
OF THE STATE OF OREGON

In the Matter of the   )
Administrative License of   )   DEFAULT ORDER OF
DAVID SHERMAN GILES   )   LICENSE REVOCATION

On May 16, 2003, the Teacher Standards and Practices Commission (Commission)

issued a Notice of Opportunity for Hearing to David Sherman Giles (Giles) in which the

Commission charged him with misconduct under ORS 342.175. The Notice was sent via U.S.

First Class Mail and U.S. Certified Mail Receipt 7002 3150 0004 3439 2506 to the address

Mr. Giles provided to the Commission. The U.S. Certified Mail Receipt was signed and dated

received on May 27, 2003. The Notice of Opportunity of Hearing, dated May 16, 2003, and

signed by Victoria Chamberlain, Executive Director, stated:

> "You, David Sherman Giles, 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)."

Mr. Giles did not request a hearing. The Commission, therefore, finds Mr. Giles

to be in default and enters the following findings of fact, conclusions of law and order,

based on the files and records of the Commission concerning this matter.

FINDINGS OF FACT

1. On October 14, 1999, the Commission issued a Standard Administrative License to

Mr. Giles valid until June 15, 2005, with a Standard Administrator Endorsement.

2. Mr. Giles served as a Principal at Baker Middle School, Baker School District

beginning in September of 1998 until his resignation in lieu of termination on October 9, 2002.

3. During his employment as Principal of Baker Middle School, Mr. Giles created an intimidating, hostile and offensive working environment for a female staff member he supervised by repeatedly hugging and kissing her in the work place.

4. On or about June 6, 1995, Mr. Giles failed to disclose on Application for Educator License Form C-1 for a Basic Administrative License that he resigned in lieu of termination in December of 1993 when confronted about an inappropriate relationship with a female staff member he supervised as a building principal in the Wasatch County School District, Heber City, Utah.

CONCLUSIONS OF LAW

Mr. Giles' conduct towards a female employee whom he supervised at Baker Middle School violated OAR 584-020-0040(4)(l), by creating an intimidating, hostile and offensive working environment. Mr. Giles violated OAR 584-020-0040(4)(c) when he failed to disclose to the Commission that he had not completed a contract when he resigned in lieu of termination for engaging in an inappropriate relationship with a female staff member while serving as building principal in Utah. This misconduct constitutes Gross Neglect of Duty. The Commission's authority to impose discipline in this matter is based upon ORS 342.175.

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ORDER

The Commission hereby revokes the Oregon Standard Administrative License issued to

David Sherman Giles.

IT IS SO ORDERED this ___8th___ day of August 2003.

TEACHER STANDARDS AND PRACTICES COMMISSION

By: _Victoria Chamberlain_____

Victoria Chamberlain, Executive Director

NOTICE OF APPEAL OR RIGHTS

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 ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS
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:

David Sherman Giles
PO Box 2916
Mesquite, NV 89024

Dated this ___14th___ day of August 2003.

By: ___Melody Hanson___

Melody Hanson, Executive Assistant