

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

In the Matter of the) STIPULATION OF FACTS
Teaching License of) AND
KIM MARIE CARLSON) FINAL ORDER OF REPRIMAND

On August 4, 2006, the Teacher Standards and Practices Commission (Commission) received a report from Phyllis Weigel, a patron of the Oregon City School District, indicating that Kin Marie Carlson (Carlson) used employment time and school resources for private purposes.

Ms. Carlson fully cooperated with the Commission's investigation. After review of the matters alleged, Ms. Carlson and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts and a public reprimand.

This document sets forth the facts upon which the parties have agreed and the stipulated sanction to be imposed. Ms. Carlson stipulates that there is sufficient evidence in the Commission's files and records to support the findings of fact, conclusions of law, and order set forth below.

By signing below, Ms. Carlson acknowledges, understands, stipulates, and agrees to the following: (i) she has been fully advised of her rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Reprimand (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither Ms. Carlson nor the Commission are bound by the terms herein; (iv) she has fully read this Stipulation and Final Order, and understands it completely; (v) she voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the Stipulated Final Order below; (vi) she states that no promises or representation has been made to induce her to sign this Stipulation and Final Order; and (vii) she has consulted with an attorney regarding this Stipulation and Final Order and has been fully advised

with regard to her rights thereto, or waives any and all rights to consult with an attorney prior to entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final Order below. This Order sets forth the facts upon which the parties have agreed and the sanction to be imposed. Ms. Carlson stipulates that there are sufficient facts contained in the Commission's files and records to support the findings of fact and conclusions of law set forth below. In entering into this stipulation, Ms. Carlson waives the right to a hearing to contest the findings of fact, conclusion of law and order set forth below.

STIPULATION OF FACTS

1. Ms. Carlson has been licensed by the Commission since June 23, 2001.

Ms. Carlson currently holds an Standard Teaching License valid until April 7, 2012 and an Initial Administrator License valid April 8, 2007, through April 7, 2010.

2. Ms. Carlson serves as the Assistant Principal at West Linn High School, West Linn-Wilsonville School District.

3. In December, 2005, Ms. Carlson opened a jewelry business, know as "What's Hot Now". Initially, the jewelry was displayed at the residence of another educator. At the suggestion of friends, Ms. Carlson decided to display the jewelry at the district high school.

4. Ms. Carlson utilized her district email list serve to announce when and where the jewelry would be displayed at the high school. Displays occurred on four occasions in January, 2006, in the High School's main office and only during non-class hours.

5. As soon as Ms. Carlson learned of the potential legal ramifications of the displays at school, she stopped all such activity.

IT IS SO STIPULATED AND AGREED TO:

Kim Marie Carlson
Kim Marie Carlson

8.1.07
Date

Victoria Chamberlain
Victoria Chamberlain, Executive Director
Teacher Standards and Practices Commission

8-10-07
Date

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CONCLUSIONS OF LAW

Kim Marie Carlson's unauthorized use of school computers, employment time and school resources for private purposes is a violation of OAR 584-020-0040(4)(b), as that rule incorporates OAR 584-020-0035(2)(e). The Commission has the authority to impose discipline in this matter under ORS 342.120 through 342.430 and OAR Chapter 584.

FINAL ORDER

The Commission adopts and incorporates herein the above finding of facts, conclusions of law, and based thereon, imposes a Public Reprimand on Kim Marie Carlson. This Order shall serve as the Public Reprimand.

Issued and dated this 10th day of August, 2007.

**TEACHIS STANDARDS AND PRACTICES COMMISSION
STATE OF OREGON**

By *Victoria Chamberlain*
Victoria Chamberlain, Executive Director

Approved as to form:

Peter R. Mersereau OSB# 732028
Attorney for Kim Marie Carlson

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