

1 NOTICE OF OPPORTUNITY FOR HEARING

2 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION

3 OF THE STATE OF OREGON

4 In the Matter of the
Teaching License of

5 DAVID WILLIAM KROM

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DEFAULT ORDER

On June 9, 2006, the Oregon Teacher Standards and Practices Commission (Commission) issued a Notice of Opportunity for Hearing to David William Krom in which the Commission proposed to revoke the teaching license of Mr. Krom or otherwise impose discipline under ORS 342.177 based on allegations that Mr. Krom falsified his application for an educator license. On June 10, 2006, Mr. Krom requested a hearing on this matter. A hearing was scheduled through the Office of Administrative hearings for February 16, 2007. Mr. Krom was notified of the hearing date on November 30, 2006. Mr. Krom did not appear for hearing as scheduled, and did not request a continuance of the scheduled hearing. The Commission therefore finds Mr. Krom to be in default, and based on the record in this case, enters the findings, conclusions of law and order set forth below.

FINDINGS OF FACT

1. On March 28, 1993, Mr. Krom signed and submitted an Application for Educator License Form C-1 upon which he responded "No" to the question, "Have you ever been convicted of a felony, misdemeanor...?", and "No" to the question "Have you ever pled Nolo Contendere relative to any charge of misdemeanor, felony or major traffic violation?"

2. Mr. Krom's reponses were false. On October 24, 1985, Mr. Krom was convicted of Theft in the Circuit Court of Cook County, Illinois.

1 3. On March 30, 2000, Mr. Krom signed an Application for Educator License Form C-1
2 upon which he responded "no" to the question, "Have you ever been denied a professional
3 license for which you applied... for any alleged misconduct or alleged violation of professional
4 standards of conduct?"

5 4. On July 27, 2002, Mr. Krom signed and submitted an Application for Educator
6 License Form C-1, upon which he responded "no" to the question, "Have you ever been denied a
7 professional license for which you applied... for any alleged misconduct or alleged violation of
8 professional standards of conduct?"

9 5. On February 6, 2006, Mr. Krom signed and submitted an Application for Educator
10 License Form C-1, upon which he responded "no" to the question, "Have you ever been denied a
11 professional license for which you applied... for any alleged misconduct or alleged violation of
12 professional standards of conduct?"

13 6. Mr. Krom's responses from March 30, 2000, July 27, 2002, and February 6, 2006
14 indicated above were false. On July 28, 1994, Mr. Krom's application for a Washington State
15 Teaching Certificate was denied because he falsified his application with regards to his criminal
16 history.

17 7. On July 27, 2002, Mr. Krom signed and submitted an Application for Educator License
18 Form C-1, upon which he responded "no" to the question, "Have you ever been arrested or cited
19 for any offense listed in question (8) above which is still pending in the court?"

20 8. Mr. Krom's response was false. Mr. Krom failed to report criminal charges of
21 Coercion, Assault IV and Menacing that were still pending in the Multnomah County Circuit
22 Court.

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9. On February 6, 2006, Mr. Krom answered "yes" to the question "Have you ever been convicted of a felony, misdemeanor...?", and "yes" to the question "Have you ever pled Nolo Contendere relative to any charge of misdemeanor, felony or major traffic violation?". Mr. Krom disclosed his conviction from 1984, but failed to disclose on his Application for Educator License that he was convicted following a no contest plea on August 16, 2002, for Coercion and Assault IV in the Multnomah County Circuit Court.

CONCLUSION OF LAW

1. Based on the above Findings of Fact, Mr. Krom made false statements on his applications for an educator license indicated above. Each false statement establishes an independent basis for denial of licensure pursuant to ORS 342.143(2); ORS 342.175 to 342.190; and OAR 584-050-0006(1) and OAR 584-020-0040(4)(c).

2. Based on the Findings of Fact above, Mr. Krom was convicted in 1985 for Theft in Cook County Illinois, Coercion and Assault IV in 2002 in Multnomah County, Oregon. Conviction of a crime establishes a basis for denial or an educator license under ORS 342.175(a) and OAR 584-020-0040(5)(c). Each conviction establishes an independent basis for denial of a license.

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ORDER

The Commission hereby denies the application of David William Krom for a substitute teaching license.

DATED this 19 day of March, 2007.

TEACHER STANDARDS AND PRACTICES COMMISSION

By: *Victoria Chamberlain*
Victoria Chamberlain, Executive Director

NOTICE OF RIGHT TO APPEAL

You are entitled to judicial review of this Order in accordance with ORS 183.480 to 183.482. You may request judicial review by filing a petition for review with the Oregon Court of Appeals in Salem, Oregon, within sixty (60) days from the date of this Order.