BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION

OF THE STATE OF OREGON

In the Matter of the Teaching License of Thomas Joseph Powell	))))	STIPULATION OF FACTS AND ORDER OF REPRIMAND

On or about December 12, 2001, the Teacher Standards and Practices Commission (Commission) received a report from Maureen Sloane, Human Resources Counsel, Portland Public Schools, alleging that Thomas Powell pled guilty to a criminal violation for possession of less than one ounce of marijuana.

Mr. Powell fully cooperated with the Commission's investigation and did not contest the allegations. After review of the matters alleged, Mr. Powell and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts and the imposition of a Public Reprimand.

This Order sets forth the facts upon which the parties have agreed and the sanction to be imposed. In entering into this stipulation, Mr. Powell waives the right to a hearing to contest the finding of fact, conclusion of law and order set forth below.

This stipulation is contingent upon approval and adoption of the Order by the Commission. If the Commission does not adopt this Order, neither Mr. Powell nor the Commission are bound by these Stipulations and Mr. Powell retains all rights to a hearing on the allegations.

STIPULATION OF FACTS

1. Mr. Powell holds a Basic Teaching License valid until September 9, 2003. The Commission has continually licensed Mr. Powell since July 9, 1984. There are no previous complaints on file with the Commission.

2. Mr. Powell is employed by the Portland Public Schools as a teacher at Robert Gray Middle School. He has been employed by Portland Public Schools since September of 1984. There are previous complaints on file with the District.

3. On November 28, 2001, Mr. Powell was convicted in Clackamas County Circuit Court for Possession of a Less than One Ounce of Marijuana (ORS 475.992) a violation of Oregon State Law.

4. Mr. Powell accepts responsibility for his behavior and acknowledges that it was inappropriate.

IT IS SO STIPULATED:

Thomas Joseph Powell — Date 2/11/02

Linda L. Samek, Deputy Director
Teacher Standards and Practices Commission — Date 2/5/02

CONCLUSION OF LAW

Mr. Powell's conviction for Possession of Less Than One Ounce of Marijuana ORS 475.992 is evidence of Gross Unfitness pursuant to OAR 5844-020-0040(5)(c).

ORDER

The Commission imposes a Public Reprimand on Mr. Powell. This Stipulation of Facts and Order of Reprimand constitute the reprimand.

Dated this 8th day of March 2002

TEACHER STANDARDS AND PRACTICES COMMISSION

By: _____
David V. Myton, Executive Director

Approved as to form:

Margaret S. Olney, OSB #88135
Attorney for Thomas Joseph Powell