1 2 3 4	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
4 5 6 7 8 9	In the Matter of the Educator License of DEFAULT ORDER OF REVOCATION AND REVOCATION OF RIGHT TO APPLY JEFFREY VINCENT FOR LICENSURE
10	On July 23, 2018, the Teacher Standards and Practices Commission
11	(Commission) issued a Notice of Opportunity for Hearing to Jeffrey Vincent (Vincent) $$
12	in which the Commission charged him with Gross Neglect of Duty and Gross Unfitness.
13	The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7017 0190
14	$0000\ 6246\ 5756$ to the address on file with the Commission. The Notice designated the
15	Commission file as the record for purposes of proving a prima facie case. The Certified
16	Mail was returned to the Commission "delivered" on July 30, 2018. The regular first
17	class mail was not returned to the Commission, and assumed delivered. The Notice of
18	Opportunity of Hearing, dated July 23, 2018, and signed by Anthony Rosilez, Executive
19	Director, stated:
20 21 22 23 24 25 26 27	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."
28	Vincent did not request a hearing. The Commission, therefore, finds Vincent to be in
29	default and enters the following findings of fact, conclusions of law, and final order,
30	based on the files and records of the Commission concerning this matter.
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32	FINDINGS OF FACT
33	1. Jeffrey Vincent has been licensed by the Commission since August 9, 2011. Vincent
34	Initial I Teaching License, with an endorsement in Language Arts (HS/ML), was
35	valid from April 17, 2015 through April 26, 2018. During all relevant times, Vincent
36	was employed by the Klamath County School District (KCSD).

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1 2. On June 1, 2017, the Commission received a District report from KCSD alleging that 2 Vincent had engaged in an inappropriate relationship with a female student, MC. 3 Investigation determined that in the summer of 2015, Vincent and MC began texting 4 each other about summer reading lists. During the 2015-2016 school year, MC, who 5 was a senior at that time, was in a class taught by Vincent. On October 20, 2015, MC turned eighteen years old. In December 2015, Vincent separated from his wife. 6 7 Vincent and MC began to engage in conversations and texts that were less school 8 related and more personal in nature. Between January 2016 and March 2016, 9 Vincent and MC began a sexual relationship. This relationship ended sometime in 10 November 2016. MC later learned that Vincent was dating other people and became 11 upset. An argument ensued, and MC physically assaulted Vincent. During this 12 exchange, Vincent reportedly threatened MC, stating that if she or her family ever

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reported their previous relationship to officials, Vincent would cause her

scholarships to be rescinded. On May 23, 2017, MC reported her relationship with

15 Vincent to school officials. Law enforcement and the KCSD conducted investigations.

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3. On May 24, 2017, Vincent was placed on administrative leave by KCSD. On June 5, 2017, Vincent was provided notice of a termination hearing. Vincent did not respond to the notice deadline of June 8, 2017. On June 16, 2017, the KCSD accepted Vincent's resignation that he had submitted on May 9, 2017. Vincent originally submitted his resignation, to be effective June 16, 2017, because Vincent had accepted a position at another district the following school year.

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24 4. On June 30, 2017, Vincent was indicted by the Grand Jury and charged with two 25 felony counts of Coercion, one felony count of Tampering with a Witness and two 26 misdemeanor counts of Official Misconduct in the Second Degree for threatening to 27 end MC's scholarships. On December 19, 2017, Vincent petitioned the court to plead 28 guilty to one count of Tampering with a Witness. On December 21, 2017, Vincent 29 was sentenced in the Klamath County Circuit Court to one count of Tampering with a 30 Witness. The other counts of coercion and official misconduct were dismissed. As a 31 condition for probation, Vincent was required to, "Not contest any proceedings that 32 the teaching board takes against defendant's teaching license."

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CONCLUSIONS OF LAW

Jeffrey Vincent's conduct described in section two above constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*), OAR 584-020-0025(2)(e) (*Using district lawful and reasonable rules and regulations*), OAR 584-020-0040(4)(f) (Any sexual conduct with a student) as defined by OAR 584-020-0005(5); OAR 584-020-0040(4)(o) as it incorporates, OAR 584-020-0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate interest in a student's personal life), OAR 584-020-0035(1)(c)(B) (Not accepting or giving or exchanging romantic or overly personal gifts or notes with a student); and OAR 584-020-0035(1)(c)(D) (Honoring appropriate adult boundaries with students in conduct and conversations at all times).

Vincent's conduct described in section four above constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*), and OAR 584-020-0040(4)(o) as it incorporates, OAR 584-020-0035(3)(a)(*Maintain the dignity of the profession by respecting and obeying the law, exemplifying personal integrity and honesty*). Furthermore, the conduct alleged in section three above constitutes gross unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c)(*Conviction of violating any federal, state, or local law. A conviction includes any final judgment of conviction by a court whether as the result of guilty plea, no contest plea or any other means*).

1	The Commission's authority to impose discipline in this matter is based upon
2	ORS 342.175.
3	FINAL ORDER
4	The Commission hereby revokes Jeffrey Vincent's Oregon educator license.
5	IT IS SO ORDERED THIS <u>26</u> day of October, 2018.
6	TEACHER STANDARDS AND PRACTICES COMMISSION
7	By: J. Rosilez
8	Dr. Anthony Rosilez, Executive Director
9 10	NOTICE OF APPEAL OR RIGHTS
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12	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
13	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
14	SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF
15	ORS 183.482 TO THE OREGON COURT OF APPEALS.