1	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION		
2	OF THE STATE OF OREGON		
3		4	
4	In the Matter of the)	
5	Basic Teaching License of) DEFAULT ORDER	
6	HENRY LANDRY DELANEY, JR.) REVOKING LICENSE	
7	· · · · · · · · · · · · · · · · · · ·)	
8		,	
9	On July 17, 2000, the Teacher Standards a	nd Practices Commission issued a Notice of	
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11		Henry Delaney or otherwise impose discipline under	
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13	•		
14		not been returned. The Notice of Opportunity for	
15	The state of the s		
16		······································	
17	"You, Henry Landry Delaney, Jr., a	re entitled to a hearing on the proposed	
18			
19	notify the Executive Director of the Commission, in writing, within 21 days of the		
20	date of this notice."	<i>5,</i>	
21			
2	Based on the foregoing, the Commission fi	nds Mr. Delaney in default and such default is	
23	hereby entered. Based on the records and t	*	
24	enters the following findings of fact and or	· · · · · · · · · · · · · · · · · · ·	
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27	FIND	INGS OF FACT	
28			
29	1) On or about March 15, 1998, Delaney	violated OAR 584-020-0040(4)(1) when he directed	
30	students to deliver inappropriate printed	l material as a practical joke to a male and two female	
31	teachers during school hours.		
32			
3	2) During the 1992-93 school year, Delan-	ey violated OAR 584-020-0040(4)(f) and (5)(d) by	
34	sexually abusing DM, an eighth grade s	tudent.	
35			
6	3) On or about February 28, 1994, Delane	y violated OAR 584-020-0040(4)(f) by using	
37	inappropriate comments such as "slut" in front of junior high male students following a		
8	conversation about a junior high female	e student.	
9	, ,		
10	4) On or about January 11, 1995, Delaney	violated OAR 584-020-0040(4)(d) when he	
1	confronted a teacher, Kelly Reynolds, i	n the Library at Ponderosa Middle School in an	
2	aggressive intimidating and threatening		

5) On or about March 10, 1995, Delaney violated OAR 584-020-0040(4)(1) when he spoke to school bus driver Beth Yantis in a loud and angry voice. The bus driver indicated that she felt Delaney was "telling her off" and undermining her authority. During a meeting on March 17, 1995, Delaney said that he was only trying to get her to let him do the discipline because he felt he could be more effective than she with the boys.

- 6) In October of 1996, Delaney violated OAR 584-020-0040(4)(f) when he made comments to RH suggesting that her backside was her better side. On November 6, 1996, Dr. and Mrs. Hale issued a written complaint addressed to Vice Principal Terry Kenfield, alleging that Delaney's comments in this incident and prior behavior toward their daughter, a student at Ponderosa Junior High School, constituted sexual harassment. The Hales' requested their daughter be transferred to another section of Health.
- 7) On or about January 28, 1998, Delaney violated OAR 584-020-0040(4)(f) when he directed JD to remove his clothing (his wrestling singlet and wrestling gear) on the bus in front of other female and male students.
- 8) On or about February 2, 1998, Delaney violated OAR 584-020-0040(4)(d) when he exhibited unreasonable physical force against Joe Tacchini, a fellow employee, in the wrestling room of Ponderosa Junior High School. On February 17, 1998, Delaney was placed on administrative leave as a result of the incident. Delaney was not returned to the classroom. On March 20, 1998, Delaney resigned by Agreement in lieu of termination effective June 12, 1998.

CONCLUSIONS OF LAW

Mr. Delaney's actions constitute gross neglect of duty in violation of OAR 584-020-0040(4)(d), (f) and (l) for using unreasonable physical force against a fellow employee, sexual conduct with a student and sexual harassment. By committing an act listed in OAR 584-020-0040(1), Mr. Delaney's actions constitute gross unfitness as per OAR 584-020-0040(5)(d).

OPINION

Mr. Delaney's contact with students was the result of his position as a teacher. His conduct violated professional ethics of licensed educators.

1			
2	ORDER		
3			
4	The Commission revokes the Oregon Teaching License #231206, issued to Henry L. Delaney,		
5 6	for gross neglect of duty and gross unfitness.		
7	1-th C 1		
8	Dated this		
9	Dated this 2000.		
10	TEACHER STANDARDS AND PRACTICES COMMISSION		
11			
12			
13	By: David V. Myton, Executive Director		
14	By:		
15	David V. Myton, Executive Director		
16	NOTICE OF ABBRAL OF BIGUES		
17	NOTICE OF APPEAL OR RIGHTS		
18	MOLLAND DIRECTOR OF MINISTER PROGRAMMENT OF THE COLOR DEVICENCE.		
19	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW		
20	MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM		
21	THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE		
22	PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.		
23	DVM/m als		
24	DVM/mgh		
25 26			
20 27	CERTIFICATE OF MAILING		
2 <i>1</i> 28	CERTIFICATE OF MAILING		
29	I hereby certify that I served the foregoing order by mailing a true copy thereof certified by me		
30	as such by regular U.S. mail and by U.S. Certified Mail with Return Receipt Requested to:		
31	as such by regular o.s. man and by o.s. Commed with Return Receipt Requested to.		
32	Henry L. Delaney		
33	PO Box 917		
34	Chiloquin OR 97624		
35	Cimoquin Oic 77024		
36	and I had a		
37	Dated thisday of2000.		
38	2000.		
39			
40			
41	By: lelody Hanson		
42	Melody Hanson		
13	Executive Assistant to the Commission		
	DACCULIVE LISSISTANT TO THE COMMINSSION		