



1 with regard to his rights thereto, or waives any and all rights to consult with an attorney prior to  
2 entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final Order  
3 below.

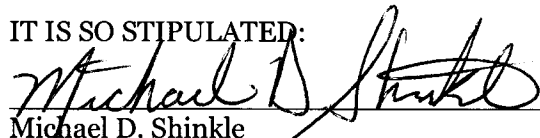
4 **STIPULATION OF FACTS**

- 5 1) Shinkle has been licensed as an Educator in Oregon since August 4, 1998. Shinkle holds a  
6 Professional Teaching License, with endorsements in Career Trades Generalist (PK-12) and Legacy  
7 Middle Level (PK-12), valid from May 23, 2015, through May 22, 2020. During all relevant times,  
8 Shinkle was employed by the Crook County School District.
- 9 2) On April 24, 2017, the Commission received a school district report of possible misconduct on the  
10 part of Shinkle, to include inappropriate physical interaction with a student. On August 7, 2017,  
11 the Commission received an additional school district report that repeated the first report and  
12 provided some updated information and possible additional misconduct on the part of Shinkle.
- 13 3) Investigation determined that on March 2, 2017, Shinkle, who coaches middle school wrestling,  
14 engaged in a verbal and physical altercation with a student athlete, GS, during wrestling practice.  
15 Student GS is Shinkle's 12 year old son. Shinkle was placed on administrative leave while school  
16 officials investigated the incident. Local law enforcement and the Department of Human Services  
17 (DHS) were contacted and also conducted investigations. DHS founded their investigation as  
18 related to possible child abuse, and law enforcement filed charges against Shinkle for attempted  
19 assault and harassment. On July 12, 2017, Shinkle plead guilty to one count of misdemeanor  
20 harassment, ORS 166.065, and was sentenced to 18 months' probation.
- 21 4) In the course of the subsequent investigations it became evident that Shinkle was struggling with  
22 alcohol dependency. Shinkle's alcohol dependency has resulted in a 2016 conviction for a DUII as  
23 well as contributed to other family and professional issues. On March 8, 2017, Shinkle entered  
24 into treatment for his dependency issues, which he successfully completed on November 14,  
25 2017. In July 2017, Shinkle's divorce became final and his now ex-wife moved his son out of state.

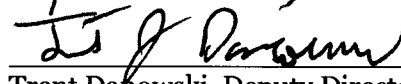
1 According to Shinkle, these events contributed to his relapse that resulted in Shinkle's eventual  
2 hospitalization. In September 2017, Shinkle began additional counseling and attending regular  
3 Alcoholic Anonymous meetings and has reportedly remained sober since.

- 4 5) Crook County School District issued Shinkle a Written Reprimand related to his conduct that  
5 included a five day suspension without pay upon his return to employment. In addition, the  
6 district issued Shinkle a last chance agreement to begin upon his return to employment.

7  
8 IT IS SO STIPULATED:

9   
10 Michael D. Shinkle

2-23-18  
Date

11   
12 Trent Danowski, Deputy Director  
13 Teacher Standards and Practices Commission

2/28/18  
Date

14 **CONCLUSIONS OF LAW**

15 Michael D Shinkle's conduct described above constitutes gross neglect of duty in violation of  
16 ORS 342.175(1)(b) and (d); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use*  
17 *professional judgment*), OAR 584-020-0025(2)(e) (*Using district lawful and reasonable rules and*  
18 *regulations*), OAR 584-020-0030 (2)(b)(*Skill in communicating with administrators, students, staff,*  
19 *parents, and other patrons*); OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(3)(a)(  
20 *Maintain the dignity of the profession by respecting and obeying the law, exemplifying personal*  
21 *integrity and honesty*); and OAR 584-020-0040(4)(d) (*Unreasonable physical force against*  
22 *students, fellow employees, or visitors to the school, except as permitted under ORS 339.250*). This  
23 conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c)  
24 (*Conviction of violating any federal, state, or local law. A conviction includes any final judgment of*  
25 *conviction by a court whether as the result of guilty plea, no contest plea or any other means*); and  
26 OAR 584-020-0040(5)(e) (*Admission of, or engaging in acts constituting criminal conduct, even in*  
27 *the absence of a conviction*).

1 The Commission's authority to impose discipline in this matter is based upon ORS 342.175.

2 **ORDER**

3 The Commission hereby adopts and incorporates herein the above stipulation of facts,  
4 conclusions of law, and based thereon hereby imposes a ninety (90) day suspension upon Shinkle's  
5 Oregon educator license as follows:

6 Michael D Shinkle's Oregon educator license is hereby suspended for ninety (90) days  
7 following the adoption of this order.


8 Furthermore, the Commission imposes a period of four (4) years of probation upon Shinkle to  
9 commence upon reinstatement of his license and subject to the following terms and conditions of  
10 probation:

- 11 1. Shinkle shall comply with the Standards for Competent and Ethical Performance of Oregon  
12 Educators under Oregon Administrative Rules Chapter 584, Division 020.
- 13 2. During the first two years of probation, Shinkle will continue attending counseling as  
14 recommended by his provider, and continue to regularly participate in an alcohol  
15 dependency recovery program comparable to an Alcoholics Anonymous 12-step program.
- 16 3. Shinkle will provide written progress / status reports to the Commission every 3 months  
17 during the first two years of the probation period. These reports shall demonstrate  
18 compliance with section two (2) of probation above.

19 Violation of any term or condition of probation shall constitute an independent basis for the  
20 Commission to revoke Shinkle's educator license or otherwise impose discipline, after first providing  
21 Shinkle with notice and opportunity for hearing.

22  
23 IT IS SO ORDERED this 6 day of April, 2018.

24 TEACHER STANDARDS AND PRACTICES COMMISSION

25  
26 By:   
27 Dr. Anthony Rosilez, Executive Director