

1 designated acts of gross neglect or gross unfitness for duty by directing students to 'dog
2 pile' on a student. While the student was in the dog pile, Lucas put his shoe in the face of
3 the student and told the student the student to, 'smell the dog shit' on Lucas' foot.
4

5 3. On April 1, 2015, Lucas was arrested. On April 15, 2015, Lucas plead not guilty to two
6 counts of Official Misconduct in the First Degree and one count of Harassment. The
7 conduct that lead to Lucas' arrest, charges, and ultimately a diversion agreement
8 included the following: On or about March 6, 2015, Lucas encouraged a group of
9 students to "dog pile" on another student (EJ) who was unable to complete his required
10 laps around the track. Students who dogpiled on EJ reportedly also pulled EJ's
11 underwear upwards, and one student placed his crotch on or near EJ's face. Towards the
12 end of the dog-pile, Lucas approached the pile, placed his foot near EJ's face and stated
13 something to the effect of "Here, smell my shoe, I just stepped in dog shit".
14

15 4. On April 22, 2015, Lucas resigned his employment from the Klamath County School
16 District.

17 5. On March 14, 2016, Lucas signed a diversion agreement with the District Attorney's
18 Office. The conditions set prior to diversion included a \$200 pre-payment of diversion
19 fees; a waiver of rights; the destruction of all evidence; and admissions of guilt (pleas of
20 no contest to all charges). The conditions set during diversion included payment of
21 diversion fees; forty hours of community service; anger management treatment; no
22 contact with victim; no entry to Mazama High School; restitution; provide a written
23 apology to the student and his family; and if requested, a personal apology. Also, as part
24 of the diversion agreement was a condition for Lucas to forever relinquish his current
25 TSPC license(s) and not to apply for any TSPC license(s) in the future.

26 **CONCLUSIONS OF LAW**

27 Lucas's conduct described above constitutes gross neglect of duty in in violation of
28 ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1)
29 (*Recognize the worth and dignity of all persons and respect for each individual*), OAR 584-
30 020-0010(5) (*Use professional judgment*); OAR 584-020-0040(4)(o) as it incorporates

1 OAR 584-020-0035(3)(a) (*Maintain the dignity of the profession by respecting and*
2 *obeying the law, exemplifying personal integrity and honesty*), OAR 584-020-
3 0035(1)(c)(D)(*Honoring appropriate adult boundaries with students in conduct and*
4 *conversation at all times*); and OAR 584-020-0040(4)(d) (*Unreasonable physical force*
5 *against students, fellow employees, or visitors to the school, except as permitted under*
6 *ORS 339.250*). This conduct also constitutes gross unfitness in violation of ORS
7 342.175(1)(c); OAR 584-020-0040(5)(e) (*Admission of or engaging in acts constituting*
8 *criminal conduct, even in the absence of a conviction*).

9
10 The Commission's authority to impose discipline in this matter is based upon ORS
11 342.175.

12 **FINAL ORDER**

13 The Commission hereby revokes Peter Paul Lucas' Oregon educator license.
14 IT IS SO ORDERED THIS 30th day of September, 2016.

15 TEACHER STANDARDS AND PRACTICES COMMISSION

16 By: Monica Beane
17 Dr. Monica Beane, Executive Director
18

19 NOTICE OF APPEAL OR RIGHTS
20

21 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW
22 MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM
23 THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE
24 PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.

CERTIFICATE OF MAILING

I hereby certify that I served the foregoing notice of final order, certified by me as such, by mailing U.S. First Class Mail and U.S. Certified Mail—Return Receipt Requested, addressed to:

Peter Paul Lucas
32154 Modoc Point Rd
Chiloquin, OR 97624

Dated this 30th day of September, 2016.

By: Patty Sheldon
Patty Sheldon
Investigative Assistant

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17 Dr. Monica Beane, Executive Director
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