



1 3. Beginning in 1999, District-owned computers with email access were present in all  
2 Neah-Kah-Nie Jr/Senior High School classrooms for educator use in connection with assigned  
3 responsibilities.

4 4. The District has a clearly defined, acceptable policy that has been in force since  
5 January 8, 1996. The District's acceptable use agreement declares that information in email  
6 messages is not private to the individual sending or receiving the correspondence; that the  
7 District is a public entity and all correspondence is done on public property and on public  
8 equipment; and that all correspondence should meet the standards of the District and the  
9 School Board

10 5. Mr. Corwin used his classroom computer to send and receive inappropriate email  
11 messages to other staff members in the building using the District's email service. A student  
12 intercepted and read an inappropriate email as a result of his activities.

13 6. Mr. Corwin admits that he should not have used the District computer for sending or  
14 receiving inappropriate email messages and has expressed remorse for doing so.

15 7. Mr. Corwin has never denied his actions with the School District or TSPC. He has  
16 accepted responsibility and acknowledges his mistake. The District has disciplined Mr. Corwin  
17 for his inappropriate use of District equipment.

#### 18 **ULTIMATE FINDING OF FACT**

19 Melville Corwin used the computer equipment owned by his employer, Neah-Kah-Nie  
20 School District, located on school premises, to send and receive inappropriate email messages.  
21 Mr. Corwin was fully aware that sending and receiving inappropriate email messages using  
22 District owned computer equipment was inappropriate and in violation of District policy.

#### 23 **CONCLUSION OF LAW**

24 Melville Corwin's activities constitute gross neglect of duty in violation of OAR 584-020-  
25 0040(4)(a) and OAR 584-020-0010(5).

26 This stipulation is contingent upon approval and adoption of the Order by the  
27 Commission. If the Commission does not adopt this Order, neither Mr. Corwin nor the

1 Commission are bound by these Stipulations and Mr. Corwin retains all rights to a hearing on  
2 the allegations.

3 IT IS SO STIPULATED:

4 Melville W Corwin  
5  
6 Melville W. Corwin

6/21/01  
Date

7 David V Myton  
8  
9 David V. Myton Executive Director  
10 Teacher Standards and Practices Commission

6/7/01  
Date

11 **ORDER**

12 The Commission imposes a Public Reprimand on Mr. Corwin. This Stipulation of Facts,  
13 Order of Reprimand and Probation constitutes the reprimand. Furthermore, the Commission  
14 imposes a one (1) year probation upon Mr. Corwin subject to the condition that Mr. Corwin  
15 comply with all Standards for Competent and Ethical Performance under Chapter OAR 584,  
16 Division 020.

17 Violation of the terms of this probation may constitute an independent basis for the  
18 Commission to impose discipline, up to and including revocation of Mr. Corwin's teaching  
19 license subject Mr. Corwin's right to a hearing on the issue of whether he violated probation.

20 Dated this 11<sup>th</sup> day of July 2001

21 TEACHER STANDARDS AND PRACTICES COMMISSION

22  
23 By: David V Myton

24 David V. Myton, Executive Director

25 APPROVED AS TO FORM

26 Monica A Smith  
27  
28 Monica A. Smith OSB#82400  
29 Attorney for Melville W. Corwin