BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION 1 2 OF THE STATE OF OREGON STIPULATION OF FACTS AND 3 In the Matter of the FINAL ORDER OF 4 Teaching License of:) SUSPENSION OF RIGHT TO APPLY FOR 5 DAVID E. OLIVER) 6 LICENSURE 1 7 On or about December 15, 2010, the Teacher Standards and Practices Commission 8 (Commission), in conjunction with Mr. Oliver's submission of an Application for Educator 9 Licensure Form C-!, referred the application for investigation, indicating that he may have 10 11 engaged in conduct constituting gross neglect of duty. The Commission charged Mr. Oliver with gross neglect of duty and issued a Notice of 12 Opportunity for Hearing on June 15, 2011. After review of the matters alleged, Mr. Oliver and 13 the Commission agree that their respective interests, together with the public interest, are best 14 served by a stipulation to certain facts and the suspension of his right to apply for a license. 15 By signing below, Mr. Oliver acknowledges, understands, stipulates, and agrees to the 16 following: (i) he has been fully advised of his rights to notice and a hearing to contest the 17 findings of fact, conclusions of law, and order set forth below, and fully and finally waives all 18 such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final 19 Order of Suspension of Right to Apply (Stipulation and Final Order); (ii) this Stipulation and Final 20 Order is a public document and disclosed to the public upon request by the Commission; 21 (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by 22 the Commission. If the Commission does not approve and adopt this Stipulation and Final 23 Order, then neither Mr. Oliver nor the Commission are bound by the terms herein; (iv) he has 24 fully read this Stipulation and Final Order, and understands it completely; (v) he voluntarily, 25 without any force or duress, enters into this Stipulation and Final Order and consents to 26 issuance and entry of the Stipulated Final Order below; (vi) he states that no promises or 27 representation have been made to induce him to sign this Stipulation and Final Order; and (vii) 28

1	he has consulted with an attorney regarding this Stipulation and Final Order and has been fully
2	advised with regard to his rights thereto, or waives any and all rights to consult with an attorne
3	prior to entering into this Stipulation and Final Order and issuance and entry of the Stipulated
4	Final Order below.
5	STIPULATION OF FACTS
6	1. Mr. Oliver submitted an Application for Educator Licensure Form C-1 (C-1) on
7	December 15, 2010. Mr. Oliver has never been licensed by TSPC.
8	2. Mr. Oliver reported a January 10, 2002, DUII conviction in Idaho on the C-1. He
9	failed to disclose a November 8, 2006, conviction for Disorderly Conduct-2 in Union County,
0	Oregon Circuit Court, in his answer to question 8 on the C-1. Mr. Oliver acknowledges that he
11	omitted this information.
12	IT IS SO STIPULATED AND AGREED TO:
3 14	David E. Oliver Date 1-9-2012 Date 1-17-12
15 16 (17 18	Victoria Chamberlain, Executive Director Teacher Standards and Practices Commission 1-17-12
19	CONCLUSIONS OF LAW
20	Mr. Oliver's conduct described in paragraph 2 above is a violation of ORS
21	342.175(1)(b), OAR 584-020-0040(4)(n) as it incorporates 584-020-0010(5)(Use professional
22	judgment), and OAR 584-020-0040(4)(c) (Knowing falsification of any document or knowing
23	misrepresentation directly related to licensure, employment, or professional duties).
24	The Commission has the authority to impose discipline in this matter under ORS
25	342.120 through 342.430 and OAR Chapter 584.
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FINAL ORDER 1 The Commission adopts and incorporates herein the above findings of facts and 2 conclusions of law and hereby suspends Mr. Oliver's right to apply for licensure. Mr. Oliver may 3 reapply for licensure by filing a new Educator Licensure Form C-1 after the date of this order. 4 Issued and dated this day of February, 2012. 5 TEACHER STANDARDS AND PRACTICES COMMISSION 6 STATE OF OREGON 7 8 9 10 Victoria Chamberlain, Executive Director

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