

BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION  
OF THE STATE OF OREGON

In the Matter of the	)	DEFAULT ORDER OF
Educator License of	)	SUSPENSION OF RIGHT TO
NOHEMI ESTRADA-SURO	)	APPLY FOR AN EDUCATOR
	)	LICENSE AND PROBATION

On November 10, 2022, the Teacher Standards and Practices Commission (Commission) issued a Notice of Opportunity for Hearing to Nohemi Estrada-Suro (Estrada-Suro) in which the Commission charged her with Gross Neglect of Duty. On November 10, 2022, the Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7021 0350 0000 8183 7537 to the address on file with the Commission. The Notice designated the Commission file as the record for purposes of proving a prima facie case. The Certified Mail return receipt was signed and returned to the Commission on November 29, 2022. The regular, First-Class Mail was not returned and assumed to have been delivered. The Notice of Opportunity of Hearing, dated November 10, 2022, and signed by Anthony Rosilez, Executive Director, stated:

**“IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING, WITHDRAW YOUR REQUEST FOR A HEARING, FAIL TO APPEAR AT A HEARING, OR NOTIFY THE COMMISSION THAT YOU WILL NOT APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE.”**

Estrada-Sura did not request a hearing. The Commission, therefore, finds Estrada-Suro to be in default and enters the following findings of fact, conclusions of law, and final order, based on the files and records of the Commission concerning this matter.

## FINDINGS OF FACT

1. Nohemi Estrada-Suro has been licensed by the Commission since August 8, 1992. Estrada-Suro held a Professional Teaching License, with endorsements in English for Speakers of Other Languages (PK-12) and World Language–Spanish (PK-12) valid from November 15, 2016, through August 9, 2021. During all relevant times,

1 Estrada-Suro was employed as a probationary teacher by the Tillamook School  
2 District (TSD). On June 14, 2021, Estrada-Suro attempted to submit an application  
3 to renew her Professional Teaching License with the Commission. Estrada-Suro's  
4 payment was declined, and the application was not processed and closed.

5  
6 2. On November 18, 2021, the Commission received a report from the TSD indicating  
7 Estrada-Suro may have committed acts which constitute gross neglect of duty  
8 and/or gross unfitness. Specifically, the report alleged while at Tillamook High  
9 School, Estrada-Suro used inappropriate language when communicating with  
10 students; failed to demonstrate adequate professional performance; and willfully  
11 defied an administrator.

12  
13 3. Investigation determined that on unspecified dates in September and October  
14 2021, Estrada-Suro was involved in the following interactions with students:

- 15 • Estrada-Suro denied a female student to go to the restroom when the  
16 student was menstruating which resulted in the student's clothing  
17 being stained.
- 18 • Estrada-Suro told a student, in front of other students, that his  
19 school picture was ugly, and he should get a new picture.
- 20 • Estrada-Suro commented to the class that one of their classmates did  
21 a poor job on a class presentation.
- 22 • Estrada-Suro prevented a student from entering her classroom after  
23 the class period had begun.
- 24 • Estrada-Suro told a student, who mispronounced a word in class,  
25 that the student needed to go to "retard beach".
- 26 • Estrada-Suro told another student, who was seeking an assignment,  
27 that the student could go to "retard beach" with the other student.
- 28 • Several students observed Estrada-Suro tug on a student's hair to  
29 direct their attention to an assignment.
- 30

1 4. Investigation determined in early October 2021, Estrada-Suro failed to assist a  
2 student in obtaining and grading assignments when the student, previously on  
3 COVID quarantine, returned to school. The school principal had to escort the  
4 student to Estrada-Suro to obtain assignments and correct the gradebook. The  
5 principal reported the student had attempted to correct the matter approximately  
6 six times before the principal was notified. On October 8, 2021, Estrada-Suro left  
7 work an hour early without approval from her supervisor. On October 20, 2021,  
8 during parent/teacher conferences, Estrada-Suro requested to leave early.  
9 Estrada-Suro's request was denied by the principal, and Estrada-Suro disregarded  
10 the denial and left an hour early. On November 4, 2021, Estrada-Suro was directed  
11 to return to work the following day for a new assignment with the district. On  
12 November 5, 2021, Estrada-Suro failed to report for work.

### 13 CONCLUSIONS OF LAW

14 Nohemi Estrada-Suro's conduct as described in section three (3) above constitutes  
15 gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it  
16 incorporates OAR 584-020-0010(5) (*Use professional judgment*), OAR 584-020-  
17 0020(2)(d) (*Skill in the supervision of students*), OAR 584-020-0025(2)(a) (*Establish*  
18 *and maintain classroom management that is conducive to learning*), OAR 584-020-  
19 0025(2)(e) (*Using district lawful and reasonable rules and regulations*), and OAR 584-  
20 020-0030(2)(b) (*Skill in communicating with administrators, students, staff, parents*  
21 *and other patrons*); and OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-  
22 0035(1)(c)(D) (*Honoring appropriate adult boundaries with students in conduct and*  
23 *conversations at all times*).

24 Nohemi Estrada-Suro's conduct as described in section four (4) above constitutes  
25 gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it  
26 incorporates OAR 584-020-0010(5) (*Use professional judgment*), OAR 584-020-  
27 0025(2)(c) (*Using and maintaining student records as required by federal and state law*  
28 *and district policies and procedures*), OAR 584-020-0025(2)(a) (*Establish and maintain*  
29 *class management that is conducive to learning*), and OAR 584-020-0025(2)(e) (*Using*  
30 *district lawful and reasonable rules and regulations*).  
31

1 The Commission's authority to impose discipline in this matter is based upon ORS  
2 342.175.

3  
4 **FINAL ORDER**

5 The Commission hereby suspends Nohemi Estrada-Suro's right to apply for an  
6 Oregon educator license for a period of six (6) months, to begin upon the date this order  
7 is signed and in effect.


8 Furthermore, the Commission imposes a three (3) year period of probation upon  
9 Estrada-Suro upon reinstatement of her Oregon educator license and subject to the  
10 following terms and conditions:

- 11 1. Estrada-Suro shall comply with the Standards for Competent and Ethical  
12 Performance of Oregon Educators under Oregon Administrative Rules Chapter  
13 584, Division 020.
- 14 2. Prior to application, Estrada-Suro shall complete a Commission approved  
15 course on communication skills and submit proof to the Commission of  
16 successful completion of the training.

17 Violation of any term or condition of probation shall constitute an independent  
18 basis for the Commission to revoke Estrada-Suro's Oregon educator license or otherwise  
19 impose discipline, after first providing Estrada-Suro with notice of opportunity for  
20 hearing.

21  
22 IT IS SO ORDERED THIS 16 day of December, 2022.

23 TEACHER STANDARDS AND PRACTICES COMMISSION

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

27  
28 **NOTICE OF APPEAL OR RIGHTS**

29  
30 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW  
31 MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM  
32 THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE  
33 PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.