

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

In the Matter of the) STIPULATION OF FACTS AND
Educator License of) FINAL ORDER OF REVOCATION OF
MARCUS A. NELSON) RIGHT TO APPLY FOR LICENSURE

On June 1, 2023, the Teacher Standards and Practices Commission (Commission) received information from the Oregon Department of Human Services (DHS) reporting that Marcus A. Nelson (Nelson) may have committed an act of gross neglect of duty and/or gross unfitness.

After review of the matters alleged, Nelson and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts, and the revocation of Nelson's right to apply for an Oregon educator license.

This Order sets forth the facts upon which the parties have agreed and the sanction to be imposed. Nelson stipulates that there are sufficient facts contained in the Commission's files and records to support the findings of fact, and conclusions of law set forth below. In entering into this stipulation, Nelson waives the right to a notice of hearing, and the right to a hearing to contest the findings of fact, conclusions of law and order set forth below.

By signing below, Nelson acknowledges, understands, stipulates, and agrees to the following: (i) he has been fully advised of his rights to notice and a hearing to contest the findings of fact, conclusions of law, and order set forth below, and fully and finally waives all such rights and any rights to appeal or otherwise challenge this Stipulation of Facts and Final Order of Revocation of Right to Apply (Stipulation and Final Order); (ii) this Stipulation and Final Order is a public document and disclosed to the public upon request by the Commission; (iii) this Stipulation and Final Order is contingent upon and subject to approval and adoption by the Commission. If the Commission does not approve and adopt this Stipulation and Final Order, then neither Nelson nor the Commission are bound by the terms herein; (iv) he has fully read this Stipulation and Final Order, and understands it completely; (v) he voluntarily, without any force or duress, enters into this Stipulation and Final Order and consents to issuance and entry of the Stipulated Final Order below; (vi) he states that no promises or representation has been made to induce him to sign this Stipulation and Final Order; and (vii) he has consulted with an attorney regarding this Stipulation and Final Order and has been fully advised with regard to his rights thereto, or waives any and all rights to consult with an attorney prior to entering into this Stipulation and Final Order and issuance and entry of the Stipulated Final

1 Order below. In entering into this stipulation, Nelson waives the right to a hearing to contest the
2 findings of fact, conclusions of law and order set forth below.

4 **STIPULATION OF FACTS**

6 1) The Commission has licensed Nelson since September 23, 2021. Nelson most
7 recently held an Emergency Teaching License with an endorsement for Substitute
8 (PK-12) and Physical Education (PK-12). The license was issued on September 21,
9 2022 and expired on June 30, 2023. During all relevant times, Nelson was employed
10 by the North Bend School District (NBSD).

12 2) On June 1, 2023, the Commission received a Screening Report from the Oregon
13 Department of Human Services (DHS). On June 8, 2023 the Commission received a
14 School District Misconduct report from the NBSD. The two reports alleged that
15 Nelson, a licensed educator, engaged in professional misconduct. The reports alleged
16 that Nelson engaged in sexual conduct with a 17-year-old North Bend High School
17 (NBHS) student (Student A).

19 3) Investigation by the NBSD, TSPC, and DHS determined the following:

21 • In March of 2023, Nelson, a North Bend Middle School (NBMS) Physical
22 Education teacher, was messaged by Student A on Instagram. The message
23 led to subsequent communication between Nelson and Student A.

24 • After initially conversing with Student A on Instagram, Nelson began
25 messaging Student A on Snapchat.

26 • In April of 2023, Nelson became aware that Student A was a NBHS student
27 who was 17-years-old. Nelson was 27-years-old at the time.

28 • During the investigation, Nelson admitted to picking up Student A from her
29 residence, driving down the road, and engaging her in conversation for 15-20
30 minutes.

31 • Additionally, Nelson admitted that his conversations with Student A were
32 often times flirtations and included sexual overtones.

1 • Nelson told investigators that he and Student A had discussed meeting up to
2 have sexual intercourse though he never followed through.
3 • Nelson told investigators that he had shared sexually explicit photos with
4 Student A.
5 • Nelson reported that he had sent Student A photos of his genitals and stated
6 that Student A had sent him a photo of her in her underwear.
7 • This matter was reviewed by the North Bend Police Department, but no
8 criminal charges were filed.
9 • Nelson's contract with the NBSD was not renewed at the end of the 2022-
10 2023 school year.

11
12 IT IS SO STIPULATED:

13
14 
15 Marcus A. Nelson

16 1/4/26
Date

17
18 
19 Cristina Edgar, Professional Practices Director
20 Teacher Standards and Practices Commission

21 1/6/26
Date

22 

CONCLUSION OF LAW

23 The conduct described above in section 3 constitutes gross neglect of duty in
24 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(f) (Any sexual conduct with a
25 student) as defined by OAR 584-020-0005(8) and ORS 339.370(12)(a); OAR 584-020-
26 0040(4)(n) as it incorporates OAR 584-020-0010(1) (Recognize the worth and dignity
27 of all persons and respect for each individual), OAR 584-020-0010(5) (Use
28 professional judgment), OAR 584-020-0025(2)(e) (Using district lawful and
29 reasonable rules and regulations); OAR 584-020-0040(4)(o) as it incorporates OAR
30 584-020-0035(1)(b) (Refrain from exploiting professional relationships with any
31 student for personal gain, or in support of persons or issues), OAR 584-020-
32 0035(1)(c)(A) (Not demonstrating or expressing professionally inappropriate interest

1 *in a student's personal life), and OAR 584-020-0035(1)(c)(D) (Honoring appropriate*
2 *adult boundaries with students in conduct and conversations at all times).*

3

4 The Commission's authority to impose discipline in this matter is based upon ORS
5 342.175.

6

ORDER

8 The Commission adopts the above Stipulation of Facts and hereby revokes Marcus A.
9 Nelson's right to apply for an Oregon educator license.

10

11 IT IS SO ORDERED THIS 6th day of February, 2026.

12 TEACHER STANDARDS AND PRACTICES COMMISSION

13

14

13
19

By: Rachel Alpert
Rachel Alpert, Executive Director