1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON
4 5 6 7	In the Matter of the) Teaching License of) DEFAULT ORDER OF THEODORE ALEXANDER CHISM) PUBLIC REPRIMAND
8 9	On March 24, 2010, the Teacher Standards and Practices Commission
10	(Commission) issued a Notice of Opportunity for Hearing to Theodore Alexander Chism
11	(Chism) in which the Commission charged him with Gross Neglect of Duty pursuant to
12	OAR 584-020-0010(5) and OAR 584-020-0040(4)(d). The Notice was sent via U.S.
13	First Class Mail and U.S. Certified Mail Receipt 7009 1410 0002 1925 4737 to the
14	address on file with the Commission. The Notice was signed for by Mr. Chism on
15	March 26, 2010. The Notice of Opportunity of Hearing, dated March 24, 2010, and
16	signed by Victoria Chamberlain, Executive Director, stated:
17 18 19 20 21 22 23	"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 OR IF YOU FAIL TO 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."
24 25	Mr. Chism did not request a hearing. The Commission, therefore, finds Mr. Chism to be
26	in default and enters the following findings of fact, conclusions of law and order, based
27	on the files and records of the Commission concerning this matter.
28	FINDINGS OF FACT
29 30 31	 The Commission has licensed Mr. Chism since September 30, 1975. He currently holds a Standard Teaching License issued January 4, 2009, that expires January 3, 2014, with endorsements in Basic Language Arts and Basic

Social Studies. During all relevant times, Mr. Chism was employed by the Reedsport School District. 2. On May 28, 2008, Mr. Chism roughly grabbed and restrained, by their clothing, two seventh-grade male students. On the same day, Mr. Chism roughly grabbed another male student by the wrist. These two incidents occurred after an October 26, 2007 verbal directive that Mr. Chism avoid touching students except in specific safety situations. On June 11, 2008, he received a written directive to refrain from touching students or treating them roughly. 3. On May 11, 2009, Mr. Chism grabbed a male student by the arm and forcefully removed the student from the classroom. The student indicated that he felt pain where Mr. Chism held his arm. **CONCLUSIONS OF LAW** Theodore Alexander Chism's rough handling of two students on May 28, 2008, constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0030(3)(d) (Skill in reconciling conflict). Mr. Chism's physical conduct with a student on May 11, 2009, constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(d) (Unreasonable physical force against students, fellow employees, or visitors to the school, except as permitted under ORS 339.250). The Commission's authority to impose discipline in this matter is based upon ORS 342.175.

FINAL ORDER The Commission hereby imposes a Reprimand on Theodore Alexander Chism's educator license. IT IS SO ORDERED THIS / day of May, 2010. TEACHER STANDARDS AND PRACTICES COMMISSION Victoria Chamberlain, Executive Director NOTICE OF APPEAL OR RIGHTS YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.