

1                   BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION  
2                                   OF THE STATE OF OREGON  
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4   In the Matter of the Educator License of        )        DEFAULT ORDER OF  
5   PATRICK FOREST ROYAL                            )        REVOCATION OF EDUCATOR LICENSE  
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8           On September 12, 2012, the Teacher Standards and Practices Commission (Commission)  
9   issued a Notice of Opportunity for Hearing to Patrick Forest Royal (Royal) in which the  
10   Commission charged him with Gross Neglect of Duty and Gross Unfitness. The Notice was sent  
11   via U.S. First Class Mail and U.S. Certified Mail Receipt 7011 2000 0001 1292 0318 to the  
12   address on file with the Commission. The Notice designated the Commission file as the record  
13   for purposes of proving a prima facie case. The Certified Mail was not returned to the  
14   Commission, and the return receipt was received by TSPC on September 17, 2012. The regular  
15   mail was not returned to the Commission. The Notice of Opportunity of Hearing, dated  
16   September 12, 2012, and signed by Victoria Chamberlain, Executive Director, stated:

17           "IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY PERIOD,  
18           YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED UNLESS YOUR  
19           FAILURE TO REQUEST A HEARING WAS BEYOND YOUR REASONABLE CONTROL.  
20           IF YOU DO NOT REQUEST A HEARING OR IF YOU FAIL TO APPEAR AT A  
21           HEARING, THE COMMISSION WILL ADOPT AN ORDER OF DEFAULT WHICH MAY  
22           INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER  
23           DISCIPLINE."  
24

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

28                                   **FINDINGS OF FACT**

- 29   1. Patrick Forest Royal has been licensed by the Commission since July 13, 1988. Royal's  
30   Continuing Administrator License endorsed with Administrator (ALL LVL), issued October  
31   22, 2008, expires on October 21, 2013. Royal's Basic Teaching License expired on October  
32   21, 2003 and has not been renewed. During all relevant times, Royal was not employed by  
33   any known School District.
- 34   2. On February 3, 2012, Royal was found guilty by a jury and subsequently convicted of Assault in the  
35   Second Degree (Domestic Abuse) (ORS 163.175), a class B Felony, and contempt of court for  
36   multiple violations of a restraining order related to the domestic assault. Royal was sentenced to  
37   seventy months incarceration in State Prison, to be followed by thirty-six months of post prison  
38   supervision, and Royal is required to complete a batterer's education program of at least one year in  
39   length.

3. The above convictions arose from allegations that on or about August 1, 2011, Royal intentionally or knowingly physically assaulted his spouse, causing her serious physical injury; specifically, multiple lacerations and contusions to her face and head. Records indicate that on August 5, 2011, Royal was served with a restraining order, which he later violated on three separate occasions.

#### CONCLUSIONS OF LAW

Royal's conduct described above, and the conduct underlying his convictions constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(5) (*Use professional judgment*); and OAR 584-020-0040(4)(o) as it incorporates OAR 584-020-0035(3)(a) (*Maintain the dignity of the profession by respecting and obeying the law, exemplifying personal integrity and honesty*). This conduct also constitutes gross unfitness in violation of ORS 342.175(1)(c); OAR 584-020-0040(5)(c) (*Conviction of violating any federal, state, or local law. A conviction includes any final judgment of conviction by a court whether as the result of guilty plea, no contest plea or any other means*); and OAR 584-020-0040(5)(e) (*Admission of or engaging in acts constituting criminal conduct, even in the absence of a conviction*).

Furthermore, the conduct described above demonstrates that Royal lacks good moral character, mental or physical fitness to hold a license as required under ORS 342.143(2).

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

#### FINAL ORDER

The Commission hereby revokes Patrick Forest Royal's Educator licensure.

IT IS SO ORDERED THIS 28<sup>th</sup> day of January, 2013.

TEACHER STANDARDS AND PRACTICES COMMISSION



By: \_\_\_\_\_

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.