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In the Matter of the)
Teaching License of)
RICHARD WAYNE KNODE)
)

DEFAULT ORDER OF DENIAL
OF APPLICATION FOR
REINSTATEMENT OF
REVOKED LICENSE

On October 4, 2011, the Teacher Standards and Practices Commission (Commission) issued a Notice of Opportunity for Hearing to Richard Wayne Knode (Knode) in which the Commission denied reinstatement of his teaching license. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7010 2780 0000 2187 7116 to the address on file with the Commission. The certified mail was signed for on October 11, 2011. The Notice of Opportunity of Hearing, dated October 4, 2011, and signed by Victoria Chamberlain, Executive Director, stated:

"You, Richard Wayne Knode, are entitled to a hearing on the proposed action of the Commission. If you want a hearing, you must file a written request for a hearing with the Commission within 60 days of the date of this notice. Attached to this notice is a copy of the procedures, right of representation and other rights of parties relating to the conduct of a hearing as required under ORS 183.413(2)"

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

FINDINGS OF FACT

1. On or about January 21, 2011, Knode applied to the Commission for reinstatement of his surrendered license. Knode had been licensed by the Commission since March 15, 1973, and last held a Standard Administrator License issued March 11, 2003, valid through May 19, 2008, with a Standard Administrator Endorsement.
2. Knode voluntarily surrendered his license on November 14, 2005, after subjecting a female educator whom he directly supervised, to sexual advances together with verbal and physical conduct of a sexual nature.

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2 3. The Commission denies Knode's reinstatement application for the following reasons:

- 3 a. The information Knode submitted, along with his reinstatement documents, do not establish
4 that he possesses good moral character, trustworthiness, or physical and mental health to
5 hold an educator's license. Pursuant to OAR 584-050-0018(4)(d) (*Letters of*
6 *recommendations from educator colleagues are insufficient alone to establish fitness for*
7 *licensure following a revocation. The educator must be clear regarding what proactive*
8 *steps have been taken to ensure to the Commission that the conduct that resulted in the*
9 *revocation is highly unlikely to occur again.*)

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11 **CONCLUSIONS OF LAW**

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13 The information submitted by Richard Wayne Knode in support of his license renewal failed to
14 establish his fitness to serve as an educator as required by ORS 342.143(2) and OAR 584-050-0018(3).
15 The above described conduct provides the Commission with evidence of Knode's lack of fitness to
16 serve as an educator pursuant to OAR 584-050-0006(3)(d) (*The Executive Director has evidence that*
17 *the applicant may lack fitness to serve as an educator*).

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21 **ORDER**

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23 The application for reinstatement of the revoked teaching license of Richard Wayne Knode is
24 DENIED.

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26 DATED this 20th day of January 2012.

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28 TEACHER STANDARDS AND PRACTICES COMMISSION

29 By: 

30 Victoria Chamberlain, Executive Director

31
32 **NOTICE OF APPEAL OR RIGHTS**

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34 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE
35 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE
36 OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS 183.482
37 TO THE OREGON COURT OF APPEALS.