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

	of the office of orceour
5 6 7	In the Matter of the) DEFAULT ORDER OF Teaching License of) REVOCATION OF KIMBERLY RENE HORENSTEIN) RIGHT TO APPLY FOR LICENSURE
8	On June 4, 2007, the Teacher Standards and Practices Commission (Commission) issued a
9	Notice of Opportunity for Hearing to Kimberly Rene Horenstein (Horenstein) in which the Commission
10	charged her with misconduct under ORS 342.175. The Notice was sent via U.S. First Class Mail and
11	U.S. Certified Mail Receipt 7006 0810 0001 4602 1695 to the address Ms. Horenstein provided to the
12	Commission and a copy was sent to Adam Arms, Attorney at Law. The certified mail receipt was
13	returned unclaimed to the Commission on June 27, 2007. The U.S. First Class Mail was not returned
14	to the Commission. The Notice of Opportunity of Hearing, dated June 4, 2007, and signed by Victoria
15	Chamberlain, Executive Director, stated:
16 17 20 21	"You, Kimberly Rene Horenstein, 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 21 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)."
22	Ms. Horenstein did not request a hearing. The Commission, therefore, finds
23	Ms. Horenstein to be in default and enters the following findings of fact, conclusions of law and
24	order, based on the files and records of the Commission concerning this matter.
25	FINDINGS OF FACT
26	1. The Commission first licensed Ms. Horenstein on February 11, 1981. On May 9, 2002, the
27	Commission issued Ms. Horenstein a Standard Teaching License with Basic Health Education, Basic
28	Physical Education, Standard Handicapped Learner, and Severely Handicapped Learner
29	Endorsements. Said license expired on May 25, 2007.
30	2. On December 13, 2005, Ms. Horenstein was interviewed by Portland Police and admitted
31	to having sexual relationships with two juvenile females in the early 1980's.

1	5. On December 13, 2005, Ms. Horenstein admitted to having sexual relationships with a
	juvenile female whom she coached in swimming.
3	CONCLUSIONS OF LAW
4	Ms. Horenstein's sexual conduct with two juvenile females in 1980 constitutes Gross Unfitness
5	in violation of OAR 584-020-0040(5)(e). Ms. Horenstein's sexual conduct with juvenile female whom
6	she coached in swimming constitutes Gross Neglect of Duty in violation of OAR 584-020-0040(4)(f).
7	The Commission's authority to impose discipline in this matter is based upon ORS 342.175.
8	ORDER
9	The Commission hereby revokes Kimberly Rene Horenstein's right to apply for a teaching
10	license.
11	IT IS SO ORDERED thisday of August, 2007.
12	TEACHER STANDARDS AND PRACTICES COMMISSION
13 14	Bx: Welste Namberlain
	Victoria Chamberlain, Executive Director
17 18	NOTICE OF APPEAL OR RIGHTS
19 20 21	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