

RECEIVED

JUL 2 2013

Teacher Standards &  
Practices Commission

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 SUSPENSION  
DAVID SCOTT TALBOT ) AND PROBATION

On or about August 30, 2011, the Teacher Standards and Practices Commission (Commission) learned that David Scott Talbot (Talbot) was working as a teacher on an expired license. This prompted a referral investigation of the licensure of Talbot, a teacher at the Harper Charter School of the Harper School District.

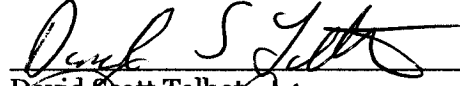

After review of the matters alleged, Talbot and the Commission agree that their respective interests, together with the public interest, are best served by a stipulation to certain facts, the imposition of a thirty (30) day suspension of his educators license followed by a four (4) year probation and monitoring period.

By signing below, Talbot 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 Suspension and Probation (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 Talbot 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 promise 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 Order below. Talbot understands that the probation will be subject to specific terms and conditions.

1 **STIPULATION OF FACTS**

- 2 1. Talbot has been licensed as an Educator in Oregon since August 26, 2006.  
3 Talbot's current Initial I Teaching License, issued on August 18, 2011, with  
4 endorsements in Integrated Science (HS, ML), Multiple Subjects (MIDLVL) and  
5 Multiple Subjects Self Contained (ECE, ELE), expires on March 15, 2015. During  
6 all relevant times, Talbot was employed by the Harper Charter School.  
7 2. Talbot was issued an Emergency Teaching License to allow him to continue to  
8 teach while Talbot completed his requirements for renewal of his Initial I  
9 Teaching License. Talbot's Emergency Teaching License was valid from March 6,  
10 2010, through September 30, 2010. Talbot did complete his required coursework,  
11 but Talbot failed to make application for his Initial I Teaching License until  
12 August 15, 2011. Talbot was issued his Initial I teaching license on August 18,  
13 2011. As a result, Talbot was not licensed from September 30, 2010, until August  
14 18, 2011. Talbot explained that he mistakenly believed his Emergency License  
15 was valid for a period of one year. Talbot had been provided information and  
16 materials explaining when his Emergency License expired and when he had to  
17 make application for his Initial I License. Talbot continued to teach without a  
18 valid license during the 2010-11 school year.  
19

20 IT IS SO STIPULATED:

21   
22 David Scott Talbot  
23   
24 Victoria Chamberlain, Executive Director  
25 Teacher Standards and Practices Commission  
26

6/27/13  
Date  
7-8-13  
Date

27 **CONCLUSION OF LAW**

28 David Scott Talbot worked as a teacher for a combined period of approximately  
29 12 months without a valid educator license; this constitutes gross neglect of duty in  
30 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-  
31 020-0010(5) (*Use professional judgment*); and OAR 584-020-0040(4)(r) (*Knowingly*  
32 *working without a license*).

33 The Commission's authority to impose discipline in this matter is based upon  
34 ORS 342.175.  
35

1 **ORDER**

2 The Commission hereby adopts and incorporates herein the above findings of fact,  
3 conclusions of law, and based thereon hereby imposes a thirty (30) day suspension of  
4 licensure as follows:

5 David Scott Talbot's licensure is hereby suspended for thirty (30) days following  
6 the adoption of this order.

7 Furthermore, the Commission imposes four (4) years of probation upon Talbot to  
8 commence the date of successful reinstatement of licensure and subject to the  
9 following terms and conditions of probation:

- 10 1. He will ensure he is always properly licensed or registered as required by law  
11 and Commission rule.  
12 2. He will comply with the Standards for Competent and Ethical Performance of  
13 Oregon Educators under Oregon Administrative Rules Chapter 584, Division  
14 020.

15 Violation of any term or condition of probation shall constitute an independent basis for  
16 the Commission to otherwise impose discipline, up to and including revocation of  
17 Talbot's teaching license, after first providing Talbot with notice and opportunity for  
18 hearing.

19 Issued and dated this 26<sup>th</sup> day of July, 2013.

20 **TEACHER STANDARDS AND PRACTICES COMMISSION**

21 **STATE OF OREGON**

22  
23 By 

24 Victoria Chamberlain, Executive Director