

1 date of this order, a felony warrant for Guevara's arrest remains in effect. The conduct that
2 gave rise to these charges and subsequent arrest warrant was Guevara's inappropriate
3 relationship with two female students. Specifically, Guevara kissed one of the female
4 students on multiple occasions and exchanged messages with female students by text
5 message that contained sexual content. Guevara also drove female students in his personal
6 vehicle, alone and unsupervised, where on certain occasions Guevara engaged in kissing with
7 at least one female student. Guevara repeatedly called one student "Kuuipo" which means
8 "Sweetheart" in Hawaiian and would often tell and text this student "Mahalkita" which
9 means "I love you" in Hawaiian. Guevara repeatedly propositioned these students asking
10 them out on dates for dinner, lunch or other meetings. Guevara sent these students
11 inappropriate text messages after school hours and as late as two o'clock in the morning.

12 CONCLUSIONS OF LAW

13 Guevara's conduct described in section two (2) above constitutes gross neglect of duty in
14 violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-
15 020-0010(5) (*Use professional judgment*); OAR 584-020-0040(4)(o) as it incorporates
16 OAR 584-020-0035(1)(b) (*Refrain from exploiting professional relationships with any*
17 *student for personal gain, or in support of persons or issues*), OAR 584-020-
18 0035(1)(c)(A) (*Not demonstrating or expressing professionally inappropriate interest*
19 *in a student's personal life*), OAR 584-020-0035(1)(c)(B) (*Not accepting or giving or*
20 *exchanging romantic or overly personal gifts or notes with a student*), OAR 584-020-
21 0035(1)(c)(C) (*Reporting to the educator's supervisor if the educator has reason to*
22 *believe a student is or may be becoming romantically attached to the educator*), OAR
23 584-020-0035(1)(c)(D) (*Honoring appropriate adult boundaries with students in*
24 *conduct and conversations at all times*); and OAR 584-020-0040(4)(f) (*Any sexual*
25 *conduct with a student*). Guevara's arrest and warrant for the previously listed criminal
26 charges, including statements made by Guevara to police detectives during the
27 investigation also constitutes gross unfitness in violation of ORS 342.175 (1)(c); OAR
28 584-020-0040(5)(e) (*Admission of or engaging in acts constituting criminal conduct,*
29 *even in the absence of a conviction*).

30 The Commission's authority to impose discipline in this matter is based upon ORS
31 342.175.

1 **FINAL ORDER**

2 The Commission hereby revokes Luis Alberto Guevara's teaching license.
3 IT IS SO ORDERED THIS 10th day of May, 2012.

4 TEACHER STANDARDS AND PRACTICES COMMISSION

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7 By:


8 Victoria Chamberlain, Executive Director
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10 NOTICE OF APPEAL OR RIGHTS

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