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In the Matter of the)
Charter SchoolRegistration of)
JENNIFER KRISTEN MAGUIRE)

On April 5, 2012, the Teacher Standards and Practices Commission (Commission) issued a Notice of Opportunity for Hearing to Jennifer Kristen Maguire (Maguire) in which the Commission charged her with Gross Neglect of Duty. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7010 2780 0000 2187 4184 to the address on file with the Commission. The Notice designated the Commission file as the record for purposes of proving a prima facie case. The Certified Mail was returned as “Unclaimed” on April 30, 2012. The regular mail was not returned to the Commission. The Notice of Opportunity of Hearing, dated April 5, 2012, and signed by Victoria Chamberlain, Executive Director, stated:

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

Maguire did not request a hearing. The Commission, therefore, finds Maguire 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. Maguire has been registered as a charter school teacher in Oregon since March 24, 2008. She held a Charter School Registry issued March 24, 2008, with an endorsement in Multiple Subjects Self-Contained (ELE), which expired on March 24, 2011. During all relevant times, Maguire was employed by the Eugene 4J School District, Ridgeline Charter School.
2. While employed with the Ridgeline Charter School, Maguire engaged in inappropriate conversations with students on the social media website Facebook.com. The conversations included sexually explicit subjects.
3. Maguire's responses, during her interview with a Commission investigator concerning her understanding of how Facebook.com functions, did not match the context of the conversation Maguire engaged in on the social networking site. The inconsistency of Maguire's statements from her conduct indicates that Maguire attempted to misrepresent or minimize her conduct during the interview.

1 **CONCLUSIONS OF LAW**

2 Jennifer Kristen Maguire's conduct described in #2 above constitutes gross neglect of
3 duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-
4 020-0010(1) (*Recognize the worth and dignity of all persons and respect for each individual*),
5 OAR 584-020-0010(5) (*Use professional judgment*); OAR 584-020-0040(4)(o) as it
6 incorporates OAR 584-020-0035(1)(c)(D) (*Honoring appropriate adult boundaries with*
7 *students in conduct and conversations at all times*); and OAR 584-020-0040(4)(f) (*Any sexual*
8 *conduct with a student*) as that term is defined by OAR 584-020-0005(5).

9 Jennifer Kristen Maguire's conduct described in section #3 above, constitutes gross
10 neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates
11 OAR 584-020-0010(5) (*Use professional judgment*); and OAR 584-020-0040(4)(c) (*Knowing*
12 *falsification of any document or knowing misrepresentation directly related to licensure,*
13 *employment, or professional duties*).

14 The Commission's authority to impose discipline in this matter is based upon ORS
15 342.175.

16 **FINAL ORDER**

17 The Commission hereby revokes the right to apply for licensure or registration of
18 Jennifer Kristen Maguire from the effective date of this order.

19 IT IS SO ORDERED THIS 23rd day of October, 2012.

20 TEACHER STANDARDS AND PRACTICES COMMISSION

21
22


23 By: _____
24 Victoria Chamberlain, Executive Director
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28 **NOTICE OF APPEAL OR RIGHTS**

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