1 2 3	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION OF THE STATE OF OREGON	
3 4 5 6 7	In the Matter of the DEFAULT ORDER OF Educator License of REVOCATION OF RIGHT ABIELLA CHRISTA STODDARD TO APPLY	
8	On September 16, 2014, the Teacher Standards and Practices Commission	a
9	(Commission) issued a Notice of Opportunity for Hearing to Abiella Christa Stoo	ldard
10	(Stoddard) in which the Commission charged her with Gross Neglect of Duty. The	ne
11	Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7012 10	10 0003
12	2804 4746 to the address on file with the Commission. The Notice designated the	
13	Commission file as the record for purposes of proving a prima facie case. The Ce	rtified
14	Mail was returned to the Commission as "Unclaimed". The first class mail was n	ot
15	returned to the Commission. The Notice of Opportunity of Hearing, dated Septe	mber
16	16, 2014, and signed by Victoria Chamberlain, Executive Director, stated:	
17 18 19 20 21 22 23	"IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-I PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAS UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOU REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OF YOU FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOUTED OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF YOUR LICENSE OR OTHER DISCIPLINE."	IVED DUR R IF DPT AN
24 25	Stoddard did not request a hearing. The Commission, therefore, finds Stoddard	to be in
26	default and enters the following findings of fact, conclusions of law, and final or	der,
27	based on the files and records of the Commission concerning this matter.	
28	FINDINGS OF FACT	
29	1. Abiella Stoddard has been licensed by the Commission since November 17, 2	.010.
30	Stoddard's Charter School Registry with an endorsement in Language Arts (HS, ML),
31	was issued January 6, 2011, and expired on January 6, 2014. During all relev	ant
32	times, Stoddard was employed by the Renaissance Public Academy of the Mo	olalla
33	School District.	
34	2. Between January 18, 2012, and August 30, 2012, the Commission received n	ıultiple
35	reports indicating Stoddard had committed acts of unprofessional conduct in	n the
36	area of unnecessary physical force with students. Investigations by the Comr	nission
37	and school officials identified the following unprofessional conduct:	

- a. On October 5, 2011, Stoddard was issued a "Notice of Decision to Reprimand" regarding Stoddard's use of unreasonable physical force against a student (AF) when Stoddard struck the student with a book. Investigative materials describe Stoddard's conduct as "Boxing a student on the head/shoulder with a paperback book, while screaming "knock it off" for being disruptive in class". The student reported being upset by Stoddard's actions and claimed to have received a scratch or red mark from Stoddard striking him with the book. During a subsequent staff meeting where the incident was discussed, Stoddard stated words to the effect that AF "deserved it, and I would do it again."
 - b. On May 15, 2012, school officials reported that Stoddard had grabbed a student (KG) by the arm, dug her fingernails into the underside of the arm while yelling at the student. The involved student complained that they were in pain from Stoddard's actions for several hours.
 - 3. On May 22, 2012, school officials terminated Stoddard's employment in part due to a continued pattern of inappropriate physical force against students. Commission investigators made numerous attempts to interview Stoddard regarding these allegations. Stoddard failed to comply with requests to be interviewed as required.

CONCLUSIONS OF LAW

Stoddard's conduct constitutes gross neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-0010(1) (Recognize the worth and dignity of all persons and respect for each individual), OAR 584-020-0010(5) (Use professional judgment), OAR 584-020-0025(2)(e) (Using district lawful and reasonable rules and regulations); OAR 584-020-0040(4)(d) (Unreasonable physical force against students, fellow employees, or visitors to the school, except as permitted under ORS 339.250); and OAR 584-020-0040(4)(p) (Subject to the exercise of any legal right or privilege, failure or refusal by an educator under investigation to respond to requests for information, to furnish documents or to participate in interviews with a Commission representative relating to a Commission investigation).

1	The Commission's authority to impose discipline in this matter is based upon ORS
2	342.175.
3	FINAL ORDER
4	The Commission hereby revokes Abiella Christa Stoddard's right to apply for
5	licensure.
6	IT IS SO ORDERED THIS _3/day of October, 2014.
7	TEACHER STANDARDS AND PRACTICES COMMISSION
8	
10	By: Victoria Chamberlain, Executive Director
1	Victoria Chamberlain, Executive Director
12	
: 3 : 4	
15	NOTICE OF APPEAL OR RIGHTS
6	
17	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY
8	BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE
9	SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF
20	ORS 183.482 TO THE OREGON COURT OF APPEALS.