

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

3 In the Matter of the) DEFAULT ORDER
4 Licensure of) DENIAL OF REINSTATEMENT
5 DONALD LEE BALL) OF REVOKED LICENSE
6)
7)

8 On September 12, 2002, the Teacher Standards and Practices Commission
9 issued a Notice of Opportunity for Hearing to Donald Lee Ball, in which the
10 Commission proposed to deny issuance of a license under ORS 342.143(2), ORS
11 342.175(1)(e) and its administrative rules implementing that legal authority OAR 584-
12 050-0006(1) and (5). The Notice was sent via U.S. First Class Mail and U.S. Certified
13 Mail Receipt #7001 0320 0005 0740 8629 to the address Mr. Ball provided to the
14 Commission. The certified mail receipt was signed and dated by Mr. Ball on
15 September 16, 2002, and returned to the Commission on September 17, 2002.
16 Donald Lee Ball did not request a hearing.

17 The Notice of Opportunity for Hearing, signed by Victoria Chamberlain, Executive
18 Director, stated:

19 If a request for hearing is not received within this 21-day period, your right to
20 hearing shall be considered waived unless your failure to request a hearing
21 was beyond your reasonable control. If you do not request a hearing or if
22 you fail to appear at a hearing, the Commission will uphold the denial of
23 your application for an Oregon teaching license.
24

25 Based on the foregoing, the Commission finds Donald Lee Ball in default and
26 such default is hereby entered. Based on the records and files of the Commission, the
27 Commission enters the following findings of fact, conclusions of law and order.

28 **FINDINGS OF FACT**

1. On December 2, 1997, the Commission adopted a default order revoking the

1 License of Donald Lee Ball. In that order the findings of fact indicate that Mr. Ball
2 violated OAR 584-020-0040(4)(f) and OAR 584-020-0040(4)(c).

3 2. On or about May 24, 2002, Mr. Ball signed and submitted an Application for
4 Educator License Form C-1 requesting an Initial Administrator License. Mr. Ball failed
5 to respond affirmatively to character questions 4 and 7, "knowing misrepresentation
6 directly related to licensure...", a violation of OAR 584-020-0040(4)(c).

7 3. Mr. Ball has failed to establish fitness for reinstatement of a revoked license.

8 CONCLUSIONS OF LAW

9 The conduct described in finding of fact number 2 is a basis for denial of
10 licensure pursuant to OAR 584-020-0040(3)(b) and ORS 342.143. The conduct
11 described in finding of fact number 3 is a basis for denial of reinstatement of a revoked
12 license pursuant to OAR 584-050-0006(5) and ORS 342.143.

13 ORDER

14 The Commission denies reinstatement of licensure to Donald Lee Ball.
15 IT IS SO ORDERED this 10th day of January 2003.

16 TEACHER STANDARDS AND PRACTICES COMMISSION

17
18 By 
19 Victoria Chamberlain, Executive Director

20 NOTICE OF APPEAL RIGHTS

21
22 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL
23 REVIEW MAY BE OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60
24 DAYS FROM THE SERVICE OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT
25 TO THE PROVISIONS OF ORS 183.482 TO THE OREGON COURT OF APPEALS.