

In the Matter of the)
Teaching License of)
MARTIN ERVIN HARPOLE)
)
)

DEFAULT ORDER
OF REVOCATION

"You, Martin Ervin Harpole, are entitled to a hearing on the proposed action of the Commission. If you want a hearing, you must file a written request for a hearing with the Commission within 21 days of the date of this notice. Attached to this notice is a copy of the procedures, right of representation and other rights of parties relating to the conduct of a hearing as required under ORS 183.413(2)."

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FINDINGS OF FACT

1. Mr. Harpole holds a Standard Teaching License valid beginning March 28, 1996 through March 19, 2001.
2. On November 21, 1997, the Commission adopted an Order finding that Mr. Harpole had committed Gross Neglect of Duty on September 16, 1996, by masturbating in his car while parked in the lot of an apartment complex during daylight hours. The Commission placed Harpole on probation for four years and required him to obtain treatment for his inappropriate sexual conduct.
3. On September 28, 1999, Mr. Harpole was arrested for Public Indecency after several female students saw him masturbating in the parking lot of Gamma Phi Beta, a sorority house, near Oregon State University, in Corvallis, Oregon. On this occasion, Mr. Harpole also admitted that he had smoked crack cocaine, and the police seized a small quantity of crack cocaine from his vehicle.
4. On December 19, 2000, Martin Ervin Harpole was convicted of Public Indecency, ORS 163.465, in the Circuit Court of the State of Oregon for Benton County. He also entered a plea of guilty to driving under the influence of intoxicants and possession of a controlled substance, and the court granted diversion on these charges.

CONCLUSIONS OF LAW

Mr. Harpole admitted to police that he smoked crack cocaine on the day of the incident. Martin Ervin Harpole engaged in unlawful conduct in violation of OAR 584-020-0040(1)((r). In addition, he was convicted of a crime listed in ORS 342.143, which

1 mandates a revocation of his teaching license. Mr. Harpole's conduct was also in
2 violation of his probation with the Commission.

3 **ORDER**

4 The Commission revokes the teaching license, certificate No. 233590, issued to Martin
5 Ervin Harpole, date of birth 031950.

6 Dated this 9th day of March 2001.

7 **TEACHER STANDARDS AND PRACTICES COMMISSION**

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9 By: David V. Myton
10 David V. Myton, Executive Director

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12 **NOTICE OF APPEAL OR RIGHTS**

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

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21 **CERTIFICATE OF MAILING**

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23 I hereby certify that I served the foregoing order by mailing a true copy thereof certified
24 by me as such by regular U.S. mail and by U.S. Certified Mail with Return Receipt
25 Requested, addressed to Martin Ervin Harpole:



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32 Dated this 13th day of March, 2001.

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35 By: Melody Hanson
36 Melody Hanson, Executive Assistant
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