

In the Matter of the )  
Teaching License of )  
JOEY DALE WARK )

DEFAULT ORDER OF DENIAL OF  
LICENSURE AND REVOCATION OF  
RIGHT TO APPLY FOR LICENSURE

"You, Joey Dale Wark, 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)."

## FINDINGS OF FACT

## 1 – DEFAULT ORDER OF DENIAL OF LICENSURE AND REVOCATION OF RIGHT TO APPLY FOR LICENSURE - WARK

1 educational services in any educational or school-related position, or for any alleged misconduct  
2 or alleged violation...?" Mr. Wark reported that he became emotionally involved with a student  
3 and resigned in the fall of 2002 as a physical education teacher for the Florence-Carlton High  
4 School.

5 2. During the 2002-2003 academic year Mr. Wark engaged in sexual relations with a  
6 17-year old female high school student on and off school grounds while serving as a teacher for  
7 Florence-Carlton High School, Florence, Montana.

### 8 CONCLUSIONS OF LAW

9 Sexual conduct with a student, OAR 584-020-0040(4)(f) is evidence of lack of fitness to  
10 serve as an Oregon educator and a basis for denial of licensure pursuant to OAR 584-050-  
11 0006(5) and ORS 342.142. The Commission's authority to impose discipline in this matter is  
12 based upon ORS 342.175.

### 13 ORDER

14 The Commission hereby denies Mr. Wark's application for a teaching license and  
15 revokes Mr. Wark's right to apply for an Oregon teaching license.

16 IT IS SO ORDERED this 7 day of October 2004.

17 TEACHER STANDARDS AND PRACTICES COMMISSION

18  
19 By: *Victoria Chamberlain*  
20 Victoria Chamberlain, Executive Director  
21  
22

### 23 NOTICE OF APPEAL OR RIGHTS

24  
25 YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE  
26 OBTAINED BY FILING A PETITION FOR REVIEW WITHIN 60 DAYS FROM THE SERVICE  
27 OF THIS ORDER. JUDICIAL REVIEW IS PURSUANT TO THE PROVISIONS OF ORS  
28 183.482 TO THE OREGON COURT OF APPEALS.