

1 BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
2 OF THE STATE OF OREGON
3

4 In the Matter of the Educator) DEFAULT ORDER OF
5 License of) REVOCATION OF
6) RIGHT TO APPLY
7 SUZANNE VICTORIA MILANO) FOR LICENSURE
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10 On December 29, 2015, the Teacher Standards and Practices Commission
11 (Commission) issued a Notice of Opportunity for Hearing to Suzanne Victoria Milano
12 (Milano) in which the Commission charged her with Gross Neglect of Duty. The Notice was
13 sent via U.S. First Class Mail and U.S. Certified Mail Receipt 7015 0640 0004 7539 6755 to
14 the address on file with the Commission. The Notice designated the Commission file as the
15 record for purposes of proving a prima facie case. The Certified Mail receipt was returned
16 signed to the Commission dated January 11, 2016. The first class mail was not returned to
17 the Commission. The Notice of Opportunity of Hearing, dated December 29, 2015, and
18 signed by Victoria Chamberlain, then Executive Director, stated:

19 "IF A REQUEST FOR HEARING IS NOT RECEIVED WITHIN THIS 21-DAY
20 PERIOD, YOUR RIGHT TO A HEARING SHALL BE CONSIDERED WAIVED
21 UNLESS YOUR FAILURE TO REQUEST A HEARING WAS BEYOND YOUR
22 REASONABLE CONTROL. IF YOU DO NOT REQUEST A HEARING OR IF YOU
23 FAIL TO APPEAR AT A HEARING, THE COMMISSION WILL ADOPT AN ORDER
24 OF DEFAULT WHICH MAY INCLUDE THE REVOCATION OR SUSPENSION OF
25 YOUR LICENSE OR OTHER DISCIPLINE."
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27 On January 25, 2016, Milano requested a hearing. After engaging in discussion about the
28 possible resolution options, on February 14, 2017, Milano, through her attorney, withdrew
29 her request for a hearing resulting in a default order. The Commission, therefore, finds
30 Milano to be in default and enters the following findings of fact, conclusions of law, and final
31 order, based on the files and records of the Commission concerning this matter.

32 **FINDINGS OF FACT**

- 33 1. Milano has been licensed by the Commission since September 11, 2012. Milano
34 previously held a Transitional Administrator License, with an endorsement in
35 Administrator (ALL LVL), valid from September 11, 2012, through March 11, 2014.
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1 2. On September 24, 2012, the Commission received a report from the Portland
2 Public Schools (PPS) advising that Milano may have violated professional
3 standards by providing false information on employment and licensure
4 application paperwork. Subsequent investigation determined Milano made
5 application for employment with PPS on June 26, 2012. Milano answered "No" to
6 the application background questions, including the question "Have you ever
7 been investigated for misconduct related to your employment?" On or about July
8 26, 2012, Milano had been officially advised that she was under investigation by
9 the State of Florida Education Practices Commission regarding allegations of
10 professional misconduct.

11
12 On August 8, 2012, Milano updated her application with PPS, failing to advise
13 PPS that she was under investigation in Florida. On August 30, 2012, Milano was
14 offered employment with PPS, which Milano accepted on August 31, 2012. On
15 September 6, 2012, the Commission received Milano's application for licensure,
16 which was signed by Milano on August 3, 2012. Milano answered "No" to
17 character question number two (#2) "Are you currently the subject of an inquiry,
18 review or investigation for alleged misconduct or alleged violation of professional
19 standards of conduct by either an employer or licensure agency?" On September
20 18, 2012, PPS learned Milano was under investigation in Florida, determined that
21 Milano had provided false information on her application for employment, and
22 rescinded their offer of employment to Milano. Milano was terminated from her
23 employment in Florida on January 7, 2013.

24 CONCLUSIONS OF LAW

25 Suzanne Victoria Milano engaged in unprofessional conduct as described in
26 section two (2) above. Milano's conduct constitutes gross neglect of duty in violation
27 of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it incorporates OAR 584-020-
28 0010(5) (*Use professional judgment*), OAR 584-020-0040(4)(c) (*Falsification of*
29 *any document or knowing misrepresentation directly related to licensure,*
30 *employment, or professional duties*).
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2 The Commission's authority to impose discipline in this matter is based
3 upon ORS 342.175.

4 **FINAL ORDER**

5 The Commission hereby revokes Suzanne Victoria Milano's right to apply for
6 an Oregon educator license.

7 IT IS SO ORDERED THIS 27th day of February, 2017.

8 TEACHER STANDARDS AND PRACTICES COMMISSION

9 By: Monica Beane
10 Dr. Monica Beane, 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.