## BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION 1 OF THE STATE OF OREGON 2 3 In the Matter of the DEFAULT ORDER OF 4 Teaching License of **REVOCATION OF** 5 6 **LORI JEAN BACON** RIGHT TO APPLY FOR LICENSURE 7 On May 21, 2008 the Teacher Standards and Practices Commission (Commission) issued a 8 9 Notice of Opportunity for Hearing to Lori Jean Bacon in which the Commission charged her with gross neglect of duty under ORS 342.143. The Notice was sent via U.S. First Class Mail and U.S. Certified 10 Mail Receipt 7006 2760 0000 1638 6534 to the address Ms. Bacon provided to the Commission. The 11 U.S. First Class Mail was returned to the Commission on May 27, 2008, signed by Ms. Bacon. The 12 13 Notice of Opportunity of Hearing, dated May 21, 2008, and signed by Victoria Chamberlain, Executive Director, stated: 14 You, Lori Bacon, are entitled to a hearing on the proposed action of the Commission. If 15 you want a hearing, you must file a written request for a hearing with the Commission 16 within 21 days of the date of this notice. Attached to this notice is a copy of the 17 procedures, right of representation and other rights of parties relating to the conduct of 18 19 a hearing as required under ORS 183.413(2). 20 Ms. Bacon did not request a hearing. The Commission, therefore, finds 21 Ms. Bacon to be in default and enters the following findings of fact, conclusions of law and 22 order, based on the files and records of the Commission concerning this matter. 23 FINDINGS OF FACT 24 1. On or about February 19, 2008, you signed and submitted an Application for Educator License 25 Form C-1 upon which you responded "no" to all character questions. Specifically you 26 answered "no" to character question 8, "Have you ever been convicted or been granted 27 conditional discharge by any court for; (a) any felony; (b) misdemeanor; or (c) any major traffic 28 violation, such as: driving under the influence of intoxicants or drugs; reckless driving; fleeing 29 from or attempting to elude a police officer; driving while your license was suspended, revoked 30

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or used in violation of any license restriction; or failure to perform that duties of a driver or

witness at an accident?" Your answer was false. On or about November 16, 2005, you were

- 2. On April 1, 2008, TSPC staff contacted you regarding your answers on the Application for Educator License Form C-1. During this conversation you indicated that you had taken only a single item from the store. Your response was false. A November 5, 2005 police report indicated that you shoplifted approximately 16 items.
- 3. Each of your responses violated OAR 584-020-0040(4)(c) which provides as follows "Knowing falsification of any documents or knowing misrepresentation directly related to licensure, employment, or professional duties," constitutes gross neglect of duty and is a basis for denial of licensure, as it is incorporated in ORS 342.143, "good moral character."

## **CONCLUSIONS OF LAW**

Failure to respond to requests for information and to participate in interviews with a Commission representative relating to a Commission investigation constitutes Gross Neglect of Duty in violation of OAR 584-020-0040(4)(c). Ms. Bacon's "Knowing falsification of any documents or knowing misrepresentation directly related to licensure, employment or professional duties" constitutes gross neglect of duty in violation of OAR 584-020-0040(4)(c). The Commission's authority to impose discipline in this matter is based upon ORS 342.175.