1 2	BEFORE THE TEACHERS AND STANDARDS AND PRACTICES COMMI OF THE STATE OF OREGON		
3 4 5 6 7	Teach	Matter of the Application for ) STIPULATION OF FACTS and License of ) AND ORDER OF PROBATION ) OF PROBATION )	
8 9 0 1 2 3	based in Ma convid (Class	ovember 24, 1997, Kelly Lynn Helterbran applied for an Oregon Teaching License upon completion of a teacher education program at Northwest Nazarene College rch 1995. In the application, Ms. Helterbran disclosed that she had been cted on a plea of "no contest" for Theft II in Washington County District Court A Misdemeanor). The Executive Director denied her application for licensure upon the conviction for Theft II and informed Ms. Helterbran of her opportunity	
5 6 7 8	for he before and th	earing on the denial. Kelly Helterbran requested a hearing on the allegations, but a hearing date was set, the parties have agreed that their respective interests he interests of the State are best served by a Stipulation of Facts and Order of tion as set forth below.  STIPULATON OF FACTS	
9		STIPULATON OF FACIS	
10 12 13	1.	Kelly Lynn Helterbran completed a teacher education program at Northwest Nazarene College in March 1995. She was recommended by the college for an elementary endorsement.	
4 5 6 7 8	2.	On or about March 29, 1997, Hilterbran unlawfully and knowingly committed theft of merchandise of a total value of \$50 or more but under \$750, property of Fred Meyer, Inc. A misdemeanor complaint was issued by Deputy Assistant Attorney for Washington County, Darryl D. Walker, on April 4, 1997.	
9 0 1 2	3.	Helterbran plead "no contest" to the charge of Theft II and was sentenced to fines, community service and attendance at "Theft Talk." Helterbran has met the conditions imposed by the court.	
3 4 5 6 7	4.	Helterbran stated in her explanation of the arrest and conviction, "I have learned from this experience and know what I did was immoral and am ashamed. However, I realize I can move on and continue to learn from the incident."	
8 9 0 1 2 3 4	will pl Stipul It is useither	ering this Stipulation, Kelly Lynn Helterbran understands that the Commission ace her on probation for a period of two years from the date of the Order. This ation and Proposed Order are contingent upon approval by the full Commission. Inderstood that the statements contained in this Stipulation may not be used by party for any reason if the Commission fails to approve this Stipulation and sed Order.	

1	IT IS SO STIPULATED:
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4	V 11 1 11 11 1 1 1 1 1 1 1 1 1 1 1 1 1
5	Kelly L. Helterpran 9-25-98
6	Kelly Lynn Helterbran Date
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9	M. DIMILL
10	Huma Compre
11	David V. Myton, Executive Director Date
12	Teacher Standards and Practices Commission
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14	OPINION
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16	By committing the act of Misdemeanor Theft, Kelly Lynn Helterbran raised serious
17	concerns about her fitness to serve as an educator. Parents and the public expect
18	educators to serve as good role models as law-abiding citizens. The Commission
19	concludes that a comparatively lenient sanction is appropriate in this case because
20	the applicant has no other convictions and has met the requirements of the court
21	imposed judgment for the Class A Misdemeanor.
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23	ULTIMATE FINDINGS OF FACT
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25	On April 11, 1997, Kelly Lynn Helterbran plead "no contest" to the charge of Theft II (a
26	Class A Misdemeanor).
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28	CONCLUSIONS OF LAW
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30	ORS 342.143 authorizes the Teacher Standards and Practices Commission to deny a
31	license when an educator is convicted for a crime. ORS 670.280 requires the
32	Commission to consider the relationship of the conviction to fitness to serve as an
33	educator.
34	outoutor.
35	ORDER
36	
37	The Commission authorizes the issuance of a Basic Teaching License with an
38	elementary endorsement to Kelly Lynn Helterbran if she is otherwise qualified, and
39	shall place her on probation for a period of two years from the date of this Order for
40	conviction of Theft II on April 11, 1997. During this period of probation Helterbran
41	shall conduct herself as a law abiding citizen.
42	<u> </u>
43	100 All a
44	Dated this $\frac{19^n}{4}$ day of $\frac{100^n}{4}$ , 1998
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46	TEACHER STANDARDS AND PRACTICES COMMISSION
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49	Bu Jamil Minit
50	By Man I way
51	David V Myton Executive Director

DVM/cs