

In the Matter of the )  
Teaching License of )  
STEPHEN JOHN LUCERO )

"You, Stephen John Lucero, 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

3. Between 1999 and 2003, Mr. Lucero kissed NM, a female middle-school student, touched her on the breast and encouraged her to wear miniskirts and tight or revealing clothing.

1 4. Between 1999 and 2003, Mr. Lucero used profanity at school and during school  
2 sponsored activities.

3 5. Between 1999 and 2003, Mr. Lucero failed to recognize the worth and dignity of all  
4 persons by giving preferential treatment to certain female students.

5 6. Between 1999 and 2003, Mr. Lucero placed students in head locks against their will,  
6 hit and slapped students with towels and wrestled with students.

7 7. During the 2000-2001 basketball season Mr. Lucero took the girls basketball team  
8 for a night swim in the lake at Tugman State Park after a game in Reedsport, Oregon.

9 **CONCLUSIONS OF LAW**

10 Mr. Lucero's sexual conduct, both verbal and physical, with NM constitutes violation of  
11 OAR 584-020-0040(4)(f). By using profanity at school and during school sponsored events  
12 Mr. Lucero failed to demonstrate a commitment to use professional judgment in violation of  
13 OAR 584-020-0010(5) and engaged in sexual conduct of a verbal nature in violation of OAR  
14 584-020-0040(4)(f). Mr. Lucero failed to demonstrate a commitment to recognize the worth and  
15 dignity of all persons when he gave preferential treatment to certain female students in violation  
16 of OAR 584-020-0010(1). Mr. Lucero violated OAR 584-020-0040(4)(d) by using unreasonable  
17 physical force against students which included placing students in head lock positions, hitting,  
18 slapping and wrestling with students. When Mr. Lucero took the girls basketball team for a night  
19 swim the lake at Tugman State Park after a game in Reedsport, Oregon, he violated District  
20 policy and again failed to demonstrate a commitment to use professional judgment in violation  
21 of OAR 584-020-0010(5). This misconduct constitutes Gross Neglect of Duty. The  
22 Commission's authority to impose discipline in this matter is based upon ORS 342.175.

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**ORDER**

The Commission hereby revokes Stephen John Lucero's right to apply for licensure.

IT IS SO ORDERED this 29<sup>th</sup> day of July, 2004.

TEACHER STANDARDS AND PRACTICES COMMISSION

By:

  
Victoria Chamberlain, Executive Director

**NOTICE OF APPEAL OR RIGHTS**

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