

In the Matter of the)
Teaching License of)
DANIEL PERRY O'HEARN)

"You, Daniel Perry O'Hearn, 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

2. On December 7, 2002, at Chemawa Indian School, Mr. O'Hearn grabbed a student by the arm, pushed him and kicked him in the leg.

1 3. On February 11, 2003, Mr. O'Hearn engaged in acts constituting criminal conduct
2 (Disorderly Conduct and Harassment). Mr. O'Hearn struck a man with his fist while the man
3 was seated in a vehicle in the parking lot of an apartment complex in Corvallis.

4 3. On February 28, 2003, Mr. O'Hearn was convicted of Disorderly Conduct in the
5 Circuit Court of the State of Oregon for Benton County.

6 **CONCLUSIONS OF LAW**

7 Mr. O'Hearn's criminal conviction and behavior engaging in acts constituting criminal
8 conduct constitute Gross Unfitness in violation of OAR 584-020-0040(5)(c) and OAR 584-020-
9 0040(5)(e). Mr. O'Hearn's unreasonable physical force against a student constitutes Gross
10 Neglect of Duty in violation of OAR 584-020-0040(4)(d). The Commission's authority to impose
11 discipline in this matter is based upon ORS 342.175.

12 **ORDER**

13 The Commission hereby revokes Daniel Perry O'Hearn's right to apply for licensure.
14 IT IS SO ORDERED this 7th day of May, 2004.

15 TEACHER STANDARDS AND PRACTICES COMMISSION

16
17 By: 
18 Victoria Chamberlain, Executive Director
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20

21 **NOTICE OF APPEAL OR RIGHTS**

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