

BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION  
OF THE STATE OF OREGON

In the Matter of the )  
Teaching License of )  
FRED CHARLES HORN )  
 )  
 )  
 )

DEFAULT ORDER OF  
DENIAL OF LICENSURE

On October 15, 2002, the Teacher Standards and Practices Commission issued a Notice of Opportunity for Hearing to Fred Charles Horn, in which the Commission proposed to deny issuance of a Teaching License under ORS 342.143. The Notice was sent via U.S. First Class Mail and U.S. Certified Mail Receipt #7001 0320 0005 0740 6090 to the address Mr. Horn provided to the Commission on his application for licensure. The notice sent via U.S. First Class Mail was returned to the Commission "unclaimed" on November 7, 2002.

The Notice of Opportunity for Hearing, signed by Victoria Chamberlain, Executive Director, stated:

If a request for hearing is not received within this 21-day period, your right to hearing shall be considered waived unless your failure to request a hearing was beyond your reasonable control. If you do not request a hearing or if you fail to appear at a hearing, the Commission will uphold the denial of your application for an Oregon teaching license.

Based on the foregoing, the Commission finds Fred Charles Horn in default and such default is hereby entered. Based on the records and files of the Commission, the Commission enters the following findings of fact, conclusions of law and order.

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## **FINDINGS OF FACT**

1. Mr. Horn held a Basic License with the Commission from July 1, 1975 to June 30, 1978.

2. On or about May 14, 2002, Mr. Horn submitted an Application For Educator License Form C-1 requesting reinstatement of an expired Basic Teacher license.

3. Mr. Horn served as a licensed teacher for Ridgefield School District, Ridgefield, Washington beginning in September of 1976.

4. On or about May 21, 2001, Mr. Horn resigned from an educational position while under investigation for creating an intimidating, hostile or offensive educational environment at View Ridge Middle School in the Ridgefield School District. Mr. Horn responded affirmatively to character questions.

5. At View Ridge Middle School Mr. Horn patted female students on the back and rear end. Mr. Horn made unwelcome and inappropriate comments about female student's appearance, put his arms around several female students and put his hands on shoulders or backs in ways that made them feel uncomfortable. Mr. Horn made inappropriate and unprofessional comments to female students "What are you doing tonight?" or calling a female student "Hottie" or "Hot Stuff," using inappropriate juvenile nicknames some of which have inappropriate sexual connotations.

6. Mr. Horn failed to furnish evidence satisfactory to the Commission to establish his fitness to serve as an educator.

## **CONCLUSIONS OF LAW**

The behavior Mr. Horn demonstrated as a teacher at View Ridge Middle School in the Ridgefield School District is evidence that he lacks fitness as an educator pursuant to OAR 584-050-0006(5). Mr. Horn's refusal to participate in a sexual harassment training program to modify his behavior is further evidence of lack of fitness to serve as an educator pursuant to

1 OAR 584-050-0006(5). The Commissions authority to deny licensure in this matter is based  
2 upon ORS 342.143.

3 **ORDER**

4 The Commission denies issuance of a teaching license to Fred Charles Horn.  
5 IT IS SO ORDERED this 10<sup>th</sup> day of January 2003.

6 TEACHER STANDARDS AND PRACTICES COMMISSION

7  
8 By Victoria Chamberlain  
9 Victoria Chamberlain, Executive Director

10 **NOTICE OF APPEAL RIGHTS**

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