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

3 4 5 6	In the Matter of the ) Teaching License of ) DEFAULT ORDER OF KODIAK JACK MALMSTROM ) LICENSE REVOCATION
7	On May 5, 2005, the Teacher Standards and Practices Commission (Commission)
8	issued a Notice of Opportunity for Hearing to Kodiak Jack Malmstrom (Malmstrom) in which the
9	Commission charged him with misconduct under ORS 342.175. The Notice was sent via U.S.
10	First Class Mail and U.S. Certified Mail Receipt 7005 0390 0000 5019 2506 to the address
11	Mr. Malmstrom provided to the Commission. On May 16, 2005, the U.S. Certified Mail was
12	signed and returned to the Commission. The Notice of Opportunity of Hearing, dated May 5,
13	2005, and signed by Victoria Chamberlain, Executive Director, stated:
14 15 16 17	"You, Kodiak Jack Malmstrom, 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)."
21	Mr. Malmstrom did not request a hearing. The Commission, therefore,
22	finds Mr. Malmstrom to be in default and enters the following findings of fact,
23	conclusions of law and order, based on the files and records of the Commission
24	concerning this matter.
25	FINDINGS OF FACT
26	1. Mr. Malmstrom holds a Restricted Transitional Teaching License issued August 27,
27	2002, valid through August 27, 2005, with Health Education and Physical Education
28	endorsements.
29	2. Mr. Malmstrom was employed as a health/PE teacher and coach by the South Lane
30	School District for the years 2002-2003 and 2003-2004. Mr. Malmstrom resigned his teaching
31	position effective the end of the 2003-2004 school year.
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1	3. On July 29, 2004, the Commission adopted a Stipulation of Facts, Order of
2	Reprimand and Probation. The Commission imposed a three-year probation which required bi-
3	annual reports of compliant with an alcohol treatment plan.
4	4. On or before January 1, 2005, Mr. Malmstrom failed to make a report to the
5	Executive Director of his compliance with his treatment plan pursuant to the Stipulation of Facts
6	and Order of Probation adopted by the Commission on July 29, 2004.
7	CONCLUSIONS OF LAW
8	Kodiak Jack Malmstrom violated terms and conditions of an Order of Reprimand and
9	Probation adopted by the Commission on July 29, 2004, in violation of OAR 584-020-
10	0040(4)(k). This behavior constitutes Gross Neglect of Duty. The Commission's authority to
11	impose discipline in this matter is based upon ORS 342.175.
12	ORDER
13	The Commission hereby revokes the Restricted Transitional Teaching License issued to
4	Kodiak Jack Malmstrom.
15	IT IS SO ORDERED this day of August, 2005.
16	TEACHER STANDARDS AND PRACTICES COMMISSION
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18	By Mcaria Mamherlan
19 20	Victoria Chamberiain, Executive Director
21	NOTICE OF APPEAL OR RIGHTS
22 23	YOU ARE ENTITLED TO JUDICIAL REVIEW OF THIS ORDER. JUDICIAL REVIEW MAY BE
23 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

183.482 TO THE OREGON COURT OF APPEALS.

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1	BEFORE THE TEACHER STANDARDS AND PRACTICES COMMISSION
2	OF THE STATE OF OREGON
3 4 5 6 7	In the Matter of the Corporation (Corporation Corporation Corporat
8	This matter came before the Commission on August 6, 2010, to consider Kodiak Jack
9	Malmstrom's request to reinstate his Restricted Transitional Teaching license that was revoked
10	on August 9, 2005, and reinstate Malmstrom's right to apply for any other license he may be
11	qualified and eligible to apply for. Kodiak Jack Malmstrom is eligible for reinstatement under the
12	Commission's rules.
13	Whereas Kodiak Jack Malmstrom has complied with all conditions for reinstatement
14	required by the Commission:
15	Now therefore, the Commission orders that Malmstrom's Restricted Transitional
16	Teaching license and right to apply for a license is reinstated effective August 6, 2010.
17	Issued and dated this Aday of November, 2012.
18 19	TEACHER STANDARDS AND PRACTICES COMMISSION STATE OF OREGON
20 21 22	By Wolfa Manuellain Victoria Chamberlain, Executive Director
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