



1 Colburn was employed by the Jefferson County School District (JCSD) as a substitute  
2 teacher.

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4 On June 26, 2018, the Commission received a report from the JCSD indicating  
5 Colburn had engaged in unwanted physical contact and aggressive language with a  
6 student.

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8 Investigation determined that in January 2018, Colburn engaged in a verbal  
9 altercation with an 8<sup>th</sup> grade student in the hallway after school. Colburn had a negative  
10 interaction with the student earlier in the day. Colburn asked the student how she was  
11 doing, and the student responded by saying “Fuck you.” Colburn then engaged in an  
12 argument with the student in front of other students. The incident was witnessed by the  
13 Assistant Principal, who directed Colburn to go to the office and document the event in  
14 an incident report. Video footage of the incident shows that Colburn ignored the  
15 Assistant Principal’s directive and continued to argue with the student. During the  
16 encounter, Colburn waved both arms aggressively while moving in and out of the  
17 student’s personal space and followed the student down the hallway waiving his hands  
18 when she tried to walk away. For this incident, JCSD issued Colburn a Letter of  
19 Reprimand.

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21 Investigation determined that on April 24, 2018, Colburn pushed a male student and  
22 told him he wanted to slap him. Video footage shows Colburn interacting with the  
23 student about putting a basketball away after recess. At one point during the altercation,  
24 Colburn appears to make a gesture as if he was about to throw a basketball at the  
25 student. Colburn didn’t appear to throw the basketball; however, a few seconds later,  
26 Colburn pulled off the student’s hat, pushed the student’s left shoulder, and bumped his  
27 abdomen into the student’s chest. For this incident, the JCSD issued Colburn a Letter of  
28 Suspension and a Last Chance Agreement for unwanted physical contact and aggressive  
29 language directed toward a student. On June 2, 2018, Colburn submitted a Letter of  
30 Resignation to the JCSD.

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32 On March 16, 2020, a TSPC Investigator spoke to Colburn over the phone regarding  
33 an earlier request for an interview. During the call, Colburn admitted the allegations and  
34 declined to participate in an interview. During the call Colburn indicated that he had no  
35 intentions of returning to teaching. Additionally, Colburn said he would accept whatever  
36 action the Commission decides to take with regard to his teaching license.

### 37 38 **CONCLUSIONS OF LAW**

39 The conduct described in sections two (2), and three (3) above constitutes gross  
40 neglect of duty in violation of ORS 342.175(1)(b); OAR 584-020-0040(4)(n) as it  
41 incorporates OAR 584-020-0010(5) (*Use professional judgment*), OAR 584-020-  
42 0020(2)(d) (*Skill in the supervision of students*), OAR 584-020-0025(2)(e) (*Using*  
43 *district lawful and reasonable rules and regulations*); and 584-020-  
44 0040(4)(d) (*Unreasonable physical force against students, fellow employees, or*  
45 *visitors to the school, except as permitted under ORS 339.250*). Additionally, the  
46 conduct described in section four (4) above constitutes gross neglect of duty in violation